



# California Regulatory Notice Register

REGISTER 2010, NO. 34-Z

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AUGUST 20, 2010

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The *California Regulatory Notice Register* is an official state publication of the Office of Administrative Law containing notices of proposed regulatory actions by state regulatory agencies to adopt, amend or repeal regulations contained in the California Code of Regulations. The effective period of a notice of proposed regulatory action by a state agency in the *California Regulatory Notice Register* shall not exceed one year [Government Code § 11346.4(b)]. It is suggested, therefore, that issues of the *California Regulatory Notice Register* be retained for a minimum of 18 months.

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## PROPOSED ACTION ON REGULATIONS

*Information contained in this document is published as received from agencies and is not edited by Thomson Reuters.*

### TITLE 2. FAIR POLITICAL PRACTICES COMMISSION

NOTICE IS HEREBY GIVEN that the Fair Political Practices Commission, pursuant to the authority vested in it by Sections 82011, 87303, and 87304 of the Government Code to review proposed conflict of interest codes, will review the proposed/amended conflict of interest codes of the following:

#### CONFLICT OF INTEREST CODE

##### AMENDMENT

State: Department of Insurance, Conservation & Liquidation Office

A written comment period has been established commencing on **August 20, 2010** and closing on **October 4, 2010**. Written comments should be directed to the Fair Political Practices Commission, Attention Alexandra Castillo, 428 J Street, Suite 620, Sacramento, California 95814.

At the end of the 45-day comment period, the proposed conflict of interest code(s) will be submitted to the Commission's Executive Director for his review, unless any interested person or his or her duly authorized representative requests, no later than 15 days prior to the close of the written comment period, a public hearing before the full Commission. If a public hearing is requested, the proposed code(s) will be submitted to the Commission for review.

The Executive Director of the Commission will review the above referenced conflict of interest code(s), proposed pursuant to Government Code Section 87300, which designate, pursuant to Government Code Section 87302, employees who must disclose certain investments, interests in real property and income.

The Executive Director of the Commission, upon his or its own motion or at the request of any interested person, will approve, or revise and approve, or return the proposed code(s) to the agency for revision and re-submission within 60 days without further notice.

Any interested person may present statements, arguments or comments, in writing to the Executive Direc-

tor of the Commission, relative to review of the proposed conflict of interest code(s). Any written comments must be received no later than **October 4, 2010**. If a public hearing is to be held, oral comments may be presented to the Commission at the hearing.

#### COST TO LOCAL AGENCIES

There shall be no reimbursement for any new or increased costs to local government which may result from compliance with these codes because these are not new programs mandated on local agencies by the codes since the requirements described herein were mandated by the Political Reform Act of 1974. Therefore, they are not "costs mandated by the state" as defined in Government Code Section 17514.

#### EFFECT ON HOUSING COSTS AND BUSINESSES

Compliance with the codes has no potential effect on housing costs or on private persons, businesses or small businesses.

#### AUTHORITY

Government Code Sections 82011, 87303 and 87304 provide that the Fair Political Practices Commission as the code reviewing body for the above conflict of interest code shall approve code as submitted, revise the proposed code and approve it as revised, or return the proposed code for revision and re-submission.

#### REFERENCE

Government Code Sections 87300 and 87306 provide that agencies shall adopt and promulgate conflict of interest codes pursuant to the Political Reform Act and amend their codes when change is necessitated by changed circumstances.

#### CONTACT

Any inquiries concerning the proposed conflict of interest code(s) should be made to Alexandra Castillo, Fair Political Practices Commission, 428 J Street, Suite 620, Sacramento, California 95814, telephone (916) 322-5660.

#### AVAILABILITY OF PROPOSED CONFLICT OF INTEREST CODES

Copies of the proposed conflict of interest code(s) may be obtained from the Commission offices or the re-

spective agency. Requests for copies from the Commission should be made to Alexandra Castillo, Fair Political Practices Commission, 428 J Street, Suite 620, Sacramento, California 95814, telephone (916) 322-5660.

## TITLE 2. STATE ALLOCATION BOARD

### NOTICE OF PROPOSED REGULATORY ACTION

THE STATE ALLOCATION BOARD PROPOSES TO AMEND REGULATION SECTIONS 1859.2 AND 1859.83, ALONG WITH AN ASSOCIATED FORM, TITLE 2, CALIFORNIA CODE OF REGULATIONS, RELATING TO LEROY F. GREENE SCHOOL FACILITIES ACT OF 1998

#### FORM PROPOSED FOR AMENDMENT

*Application for Funding*, Form SAB 50-04, (Revised 03/10), referenced in Regulation Section 1859.2

NOTICE IS HEREBY GIVEN that the State Allocation Board (SAB) proposes to amend the above-referenced regulation sections, including an associated form, contained in Title 2, California Code of Regulations (CCR). A public hearing is not scheduled. A public hearing will be held if any interested person, or his or her duly authorized representative, submits a written request for a public hearing to the Office of Public School Construction (OPSC) no later than 15 days prior to the close of the written comment period. Following the public hearing, if one is requested, or following the written comment period if no public hearing is requested, the OPSC, at its own motion or at the instance of any interested person, may adopt the proposals substantially as set forth above without further notice.

#### AUTHORITY AND REFERENCE CITATIONS

The SAB is proposing to amend the above-referenced regulation sections under the authority provided by Sections 17070.35 and 17075.15 of the Education Code. The proposals interpret and make specific reference Sections 17072.32, 17074.15, 17074.16, 17075.10, 17075.15, 17077.40, 17077.42 and 17077.45 of the Education Code.

#### INFORMATIVE DIGEST/POLICY OVERVIEW STATEMENT

The Leroy F. Greene School Facilities Act of 1998 established, through Senate Bill 50, Chapter 407, Statutes of 1998, the School Facility Program (SFP). The SFP

provides a per-pupil grant amount to qualifying school districts for purposes of constructing school facilities and modernizing existing school facilities. The SAB adopted regulations to implement the Leroy F. Greene School Facilities Act of 1998, which were approved by the Office of Administrative Law and filed with the Secretary of State on October 8, 1999.

The SAB, at its March 24, 2010 meeting, approved amendments to the SFP Regulations to make the funding calculation methods uniform for all types of project work being requested for Modernization Excessive Cost Hardship Grants for accessibility and fire code requirements. Accessibility compliance refers to the costs to school districts to meet the Americans with Disabilities Act of 1990 and/or the handicapped access requirements enforced by the Division of the State Architect (DSA).

School districts currently have two funding options for applying for their modernization accessibility and fire code compliance costs:

- three percent of the modernization base grant, or
- 60 percent of the estimated hard construction costs for minimum work necessary as verified by the DSA.

However, modernization accessibility and fire code work which is “replacement of like-kind in new building areas” is allowed only the first funding option — three percent of the modernization base grant. The amendments eliminate this exception and allow both of the bulleted funding options above for modernization accessibility and fire code replacement of like-kind work.

A summary of the proposed regulatory amendments is as follows:

Existing Regulation Section 1859.2 represents a set of defined words and terms used exclusively for these regulations. The proposed amendments change the latest revision date to “03/10” for the Form SAB 50-04.

Existing Regulation Section 1859.83 sets forth district eligibility criteria for excessive cost hardship grant funding as a result of specified unusual circumstances. The proposed amendments amend subsection (f) regarding excessive project costs due to accessibility and fire code requirements. A separate funding calculation for “replacement of like-kind in new building areas” is deleted so that the same funding calculation options apply for all types of accessibility and fire code work in Modernization Excessive Cost Hardship Grant projects. A non-substantive clause is added to clarify the calculation options.

Existing Form SAB 50-04, *Application for Funding*, is submitted to apply for State funding for new construction or modernization projects. If requesting funding for excessive cost due to accessibility and fire

code requirements, school districts are required to submit the DSA-approved list of the minimum accessibility work required and a detailed cost estimate for the work in the plans. The proposed amendments clarify that this document submittal requirement applies only if the district selects the second of the following two funding options:

- three percent of the modernization base grant, or
- 60 percent of the estimated hard construction costs for minimum work necessary for accessibility and fire code requirements as verified by the DSA.

In addition, the proposed amendments make a non-substantive correction by adding the word “education” to “career technical education advisory committee.”

#### IMPACT ON LOCAL AGENCIES OR SCHOOL DISTRICTS

The Executive Officer of the SAB has determined that the proposed regulations do not impose a mandate or a mandate requiring reimbursement by the State pursuant to Part 7 (commencing with Section 17500) of Division 4 of the Government Code. It will not require local agencies or school districts to incur additional costs in order to comply with the proposed regulations.

#### ECONOMIC IMPACT

The Executive Officer of the SAB has assessed the potential for significant adverse economic impact on businesses or private persons that might result from the proposed regulatory action and the following determinations have been made relative to the required statutory categories:

- The SAB has made an initial determination that there will be no significant, statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states.
- There will be no impact in the creation or elimination of jobs within the State, the creation of new businesses or the elimination of existing businesses or the expansion of businesses in California.
- The SAB is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.
- There will be no non-discretionary costs or savings to local agencies.

- There will be no costs to school districts except for the required district contribution toward each project as stipulated in statute.
- There will be no costs or savings in federal funding to the State.
- There are no costs or savings to any State agency.
- The SAB has made an initial determination that there will be no impact on housing costs.

#### EFFECT ON SMALL BUSINESSES

It has been determined that the adoption of the regulation sections will not affect small businesses in the ways identified in subsections (a)(1)–(4) of Section 4, Title 1, CCR. These regulations only apply to school districts for purposes of funding school facility projects.

#### SUBMISSION OF COMMENTS, DOCUMENTS AND ADDITIONAL INFORMATION

Any interested person may present statements, arguments or contentions, in writing, submitted via U.S. mail, e-mail or fax, relevant to the proposed regulatory action. Written comments submitted via U.S. mail, e-mail or fax must be received at the OPSC no later than October 4, 2010, at 5:00 p.m. The express terms of the proposed regulations as well as the Initial Statement of Reasons are available to the public.

Written comments, submitted via U.S. mail, e-mail or fax, regarding the proposed regulatory action, requests for a copy of the proposed regulatory action or the Initial Statement of Reasons, and questions concerning the substance of the proposed regulatory action should be addressed to:

Robert Young, Regulations  
Coordinator

Mailing Address: Office of Public School  
Construction  
707 Third Street, Room 1–430  
West Sacramento, CA 95605

E-mail Address: [robert.young@dgs.ca.gov](mailto:robert.young@dgs.ca.gov)

Fax No.: (916) 376–5332

#### AGENCY CONTACT PERSONS

General or substantive questions regarding this Notice of Proposed Regulatory Action may be directed to Robert Young at (916) 375–5939. If Mr. Young is unavailable, these questions may be directed to the backup contact person, Lisa Jones, Supervisor, Regulations Team, at (916) 376–1753.



## ADOPTION OF REGULATIONS

Please note that, following the public comment period, the SAB may adopt the regulations substantially as proposed in this notice or with modifications, which are sufficiently related to the originally proposed text and notice of proposed regulatory activity. If modifications are made, the modified text with the changes clearly indicated will be made available to the public for at least 15 days prior to the date on which the SAB adopts the regulations.

The modified regulation(s) will be made available and provided to: all persons who testified at and who submitted written comments at the public hearing, all persons who submitted written comments during the public comment period, and all persons who requested notification from the agency of the availability of such changes. Requests for copies of any modified regulation should be addressed to the agency's regulation coordinator identified above. The SAB will accept written comments on the modified regulations during the 15-day period.

### SUBSTANTIAL CHANGES WILL REQUIRE A NEW NOTICE

If, after receiving comments, the SAB intends to adopt the regulations with modifications not sufficiently related to the original text, the modified text will not be adopted without complying anew with the notice requirements of the Administrative Procedure Act.

### RULEMAKING FILE

Pursuant to Government Code Section 11347.3, the SAB is maintaining a rulemaking file for the proposed regulatory action. The file currently contains:

1. A copy of the text of the regulations for which the adoption is proposed in strikeout/underline.
2. A copy of this Notice.
3. A copy of the Initial Statement of Reasons for the proposed adoption.
4. The factual information upon which the SAB is relying in proposing the adoption.

As data and other factual information, studies, reports or written comments are received, they will be added to the rulemaking file. The file is available for public inspection at the OPSC during normal working hours. Items 1 through 3 are also available on the OPSC Internet Web site at: <http://www.opsc.dgs.ca.gov> under "Regulations," then click on "Proposed Regulations."

### ALTERNATIVES

In accordance with Government Code Section 11346.5(a)(13), the SAB must determine that no rea-

sonable alternative it considered or that has otherwise been identified and brought to the attention of the SAB would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action.

### AVAILABILITY OF THE FINAL STATEMENT OF REASONS

Upon its completion, the Final Statement of Reasons will be available and copies may be requested from the agency's regulation coordinator named in this notice or may be accessed on the Web site listed above.

## TITLE 2. STATE ALLOCATION BOARD

### NOTICE OF PROPOSED REGULATORY ACTION

THE STATE ALLOCATION BOARD PROPOSES TO RENUMBER REGULATION SECTION 1859.90.1 AS 1859.90.2, ADOPT NEW REGULATION SECTION 1859.90.1, AND AMEND REGULATION SECTIONS 1859.129 AND 1859.197, TITLE 2, CALIFORNIA CODE OF REGULATIONS, RELATING TO LEROY F. GREENE SCHOOL FACILITIES ACT OF 1998

NOTICE IS HEREBY GIVEN that the State Allocation Board (SAB) proposes to renumber, adopt, and amend the above-referenced regulation sections contained in Title 2, California Code of Regulations (CCR). A public hearing is not scheduled. A public hearing will be held if any interested person, or his or her duly authorized representative, submits a written request for a public hearing to the Office of Public School Construction (OPSC) no later than 15 days prior to the close of the written comment period. Following the public hearing, if one is requested, or following the written comment period if no public hearing is requested, the OPSC, at its own motion or at the instance of any interested person, may adopt the proposals substantially as set forth above without further notice.

### AUTHORITY AND REFERENCE CITATIONS

The SAB is proposing to renumber, adopt and amend the above-referenced regulation sections under the authority provided by Sections 17070.35, 17075.15 and 17078.72(k) of the Education Code. The proposals interpret and make specific reference Sections 17072.12, 17072.30, 17074.16, 17076.10, 17077.40, 17077.42, 17077.45 and 17078.72 of the Education Code.

INFORMATIVE DIGEST/POLICY OVERVIEW  
STATEMENT

The Leroy F. Greene School Facilities Act of 1998 established, through Senate Bill 50, Chapter 407, Statutes of 1998, the School Facility Program (SFP). The SFP provides a per-pupil grant amount to qualifying school districts for purposes of constructing school facilities and modernizing existing school facilities. The SAB adopted regulations to implement the Leroy F. Greene School Facilities Act of 1998, which were approved by the Office of Administrative Law (OAL) and filed with the Secretary of State on October 8, 1999.

The SAB, at its meeting on May 26, 2010, adopted proposed emergency regulatory amendments to the SFP to allow a one-time "Priority Funding Round" from May 27, 2010 through June 28, 2010 in order to re-prioritize apportionments for school construction projects with the capability of submitting fund release requests within 90 days of the SAB's approval of the apportionment. The purpose is to provide the remaining State bond funds from the last bond sale (\$408.3 million) to those projects that are "construction-ready," thereby helping to create jobs and stimulate the economy.

Applicant school districts submitted their requests to convert unfunded approvals to State apportionments on the condition that they can request their project funds within 90 days of their State apportionment. An applicant approved in the Priority Funding Round which fails to submit its Form SAB 50-05 requesting release of its project funds within 90 days of the SAB's approval of the apportionment shall have its project rescinded without further Board action.

For the purposes of this section, the word "rescinded" means that the project will be placed at the end of the Unfunded List with an unfunded approval date of November 2, 2010. The district will not be required to re-submit the application and no further application review will be required.

A summary of the proposed emergency regulatory amendments is as follows:

Existing Regulation Section 1859.90.1, "Local Bond Reimbursement Fund Releases," will be renumbered as Section 1859.90.2.

Proposed adoption of Regulation Section 1859.90.1, "Priority Funding Round Process," will establish a one-time priority funding round to distribute \$408.3 million to school districts which request an apportionment during a 30-day filing period beginning May 27, 2010 and ending June 28, 2010. For projects in the Priority Funding Round, school districts must submit the Form SAB 50-05, "Fund Release Authorization," within 90 days of the Board's approval of the apportionment; failure to make this submittal within 90 days will

result in project rescission without further Board action. School districts wishing to participate must provide a written statement signed by an authorized district representative within the 30-day filing period that contains all of the following:

- Request to convert the unfunded approval to an apportionment;
- Concurrence with the 90-day time limit on fund release;
- Acknowledgement that failure to submit a valid Form SAB 50-05 within the 90-day time limit will result in the rescission of the apportionment without further Board action; and
- Acknowledgement that by participating in the priority funding round, the district is waiving its right to a standard 18-month timeline for fund release submittal.

For the purposes of this section, the word "rescinded" means that the project will be placed at the end of the Unfunded List with an unfunded approval date of November 2, 2010. The district will not be required to re-submit the application and no further application review will be required.

Any funds not apportioned as of August 25, 2010 shall remain available for any other applicable SFP project apportionments by the Board. This regulation section shall become inoperative December 31, 2010.

Existing Regulation Section 1859.129 sets forth time limits on apportionments under the SFP Joint-Use Program for Type I and Type II Joint-Use projects. For Type II Joint-Use projects that are not part of a qualifying SFP Modernization project, the school district has 18 months from the date the Division of the State Architect (DSA) and California Department of Education (CDE)-approved plans were submitted to the OPSC to submit a completed Form SAB 50-05 or the apportionment will be rescinded without further Board action. The proposed amendment specifies that if the district applies for an apportionment through the Priority Funding Round, the 18-month time limit for submittal of the Form SAB 50-05 will be reduced to no more than 90 days from the date the Board approves the apportionment.

Existing Regulation Section 1859.197 sets forth the criteria for fund releases under the Career Technical Education Facilities Program (CTEFP). For CTEFP projects with reserved funds pursuant to Section 1859.193(d), the school district has 18 months from the date the DSA and CDE-approved plans were submitted to the OPSC to submit a completed Form SAB 50-05 or the apportionment will be rescinded without further Board action. The proposed amendment specifies that if the district applies for an apportionment through the Priority Funding Round, the 18-month time limit for

submittal of the Form SAB 50–05 will be reduced to no more than 90 days from the date the Board approves the apportionment.

#### **IMPACT ON LOCAL AGENCIES OR SCHOOL DISTRICTS**

The Executive Officer of the SAB has determined that the proposed regulations do not impose a mandate or a mandate requiring reimbursement by the State pursuant to Part 7 (commencing with Section 17500) of Division 4 of the Government Code. It will not require local agencies or school districts to incur additional costs in order to comply with the proposed regulations.

#### **ECONOMIC IMPACT**

The Executive Officer of the SAB has assessed the potential for significant adverse economic impact on businesses or private persons that might result from the proposed regulatory action and the following determinations have been made relative to the required statutory categories:

- The SAB has made an initial determination that there will be no significant, statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states.
- There will be no impact in the creation or elimination of jobs within the State, the creation of new businesses or the elimination of existing businesses or the expansion of businesses in California.
- The SAB is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.
- There will be no non–discretionary costs or savings to local agencies.
- There will be no costs to school districts except for the required district contribution toward each project as stipulated in statute.
- There will be no costs or savings in federal funding to the State.
- There are no costs or savings to any State agency.
- The SAB has made an initial determination that there will be no impact on housing costs.

#### **EFFECT ON SMALL BUSINESSES**

It has been determined that the adoption of the regulation sections will not affect small businesses in the ways identified in subsections (a)(1)–(4) of Section 4, Title 1,

CCR. These regulations only apply to school districts for purposes of funding school facility projects.

#### **SUBMISSION OF COMMENTS, DOCUMENTS AND ADDITIONAL INFORMATION**

Any interested person may present statements, arguments or contentions, in writing, submitted via U.S. mail, e–mail or fax, relevant to the proposed emergency regulatory action. Written comments submitted via U.S. mail, e–mail or fax must be received at the OPSC no later than October 4, 2010, at 5:00 p.m. The express terms of the proposed regulations as well as the Initial Statement of Reasons are available to the public.

Written comments, submitted via U.S. mail, e–mail or fax, regarding the proposed regulatory action, requests for a copy of the proposed regulatory action or the Initial Statement of Reasons, and questions concerning the substance of the proposed regulatory action should be addressed to:

Robert Young, Regulations  
Coordinator

Mailing Address: Office of Public School  
Construction  
707 Third Street, Room 1–430  
West Sacramento, CA 95605

E–mail Address: [robert.young@dgs.ca.gov](mailto:robert.young@dgs.ca.gov)

Fax No.: (916) 376–5332

#### **AGENCY CONTACT PERSONS**

General or substantive questions regarding this Notice of Proposed Regulatory Action may be directed to Robert Young at (916) 375–5939. If Mr. Young is unavailable, these questions may be directed to the backup contact person, Lisa Jones, Supervisor, Regulations Team, at (916) 376–1753.

#### **ADOPTION OF REGULATIONS**

Please note that, following the public comment period, the SAB may adopt the regulations substantially as proposed in this notice or with modifications, which are sufficiently related to the originally proposed text and notice of proposed regulatory activity. If modifications are made, the modified text with the changes clearly indicated will be made available to the public for at least 15 days prior to the date on which the SAB adopts the regulation.

The modified regulation(s) will be made available and provided to: all persons who testified at and who



submitted written comments at the public hearing, all persons who submitted written comments during the public comment period, and all persons who requested notification from the agency of the availability of such changes. Requests for copies of any modified regulations should be addressed to the agency's regulations coordinator identified above. The SAB will accept written comments on the modified regulations during the 15-day period.

#### **SUBSTANTIAL CHANGES WILL REQUIRE A NEW NOTICE**

If, after receiving comments, the SAB intends to adopt the regulations with modifications not sufficiently related to the original text, the modified text will not be adopted without complying anew with the notice requirements of the Administrative Procedure Act.

#### **RULEMAKING FILE**

Pursuant to Government Code Section 11347.3, the SAB is maintaining a rulemaking file for the proposed regulatory action. The file currently contains:

1. A copy of the text of the regulation for which the adoption is proposed in strikeout/underline.
2. A copy of this Notice.
3. A copy of the Initial Statement of Reasons for the proposed adoption.
4. The factual information upon which the SAB is relying in proposing the adoption.

As data and other factual information, studies, reports or written comments are received, they will be added to the rulemaking file. The file is available for public inspection at the OPSC during normal working hours. Items 1 through 3 are also available on the OPSC Internet Web site at: <http://www.opsc.dgs.ca.gov> under "Regulations," then click on "Proposed Regulations."

#### **ALTERNATIVES**

In accordance with Government Code Section 11346.5(a)(13), the SAB must determine that no reasonable alternative it considered or that has otherwise been identified and brought to the attention of the SAB would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action.

#### **AVAILABILITY OF THE FINAL STATEMENT OF REASONS**

Upon its completion, the Final Statement of Reasons will be available and copies may be requested from the

agency's regulation coordinator named in this notice or may be accessed on the Web site listed above.

### **TITLE 3. DEPARTMENT OF FOOD AND AGRICULTURE**

#### **Notice of Proposed Rulemaking**

The Department of Food and Agriculture amended Section 3437 of the regulations in Title 3 of the California Code of Regulations pertaining to European Grapevine Moth (EGVM) Interior Quarantine as an emergency action that was effective on April 20, 2010. The Department proposes to continue the regulation as amended and complete the amendment process by submission of a Certificate of Compliance no later than October 17, 2010.

The Department of Food and Agriculture amended Section 3437 of the regulations in Title 3 of the California Code of Regulations pertaining to EGVM Interior Quarantine as an emergency action that was effective on May 4, 2010. The Department proposes to continue the regulation as amended and complete the amendment process by submission of a Certificate of Compliance no later than October 17, 2010.

#### **PUBLIC HEARING**

The Department has not scheduled a public hearing on this proposed action. However, the Department will hold a hearing if it receives a written request for a public hearing from any interested person, or his or her authorized representative, no later than 15 days before the close of the written comment period.

#### **WRITTEN COMMENT PERIOD**

Any interested person, or his or her authorized representative, may submit written comments relevant to the proposed regulatory actions to the Department. Comments may be submitted by mail, facsimile (FAX) at 916.654.1018 or by email to [smccarthy@cdfa.ca.gov](mailto:smccarthy@cdfa.ca.gov). The written comment period closes at 5:00 p.m. on October 4, 2010. The Department will consider only comments received at the Department offices by that time. Submit comments to:

Susan McCarthy  
Department of Food and Agriculture  
Plant Health and Pest Prevention Services  
1220 N Street, Room 210  
Sacramento, California 95814

## **AUTHORITY AND REFERENCE**

The Department amended Section 3437 pursuant to the authority vested by Sections 401.5, 403, 407, 5301, 5302 and 5322 of the Food and Agricultural Code of California. The Department amended Section 3437 to implement, interpret and make specific Sections 5301, 5302 and 5322, Food and Agricultural Code.

## **INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW**

Existing law provides that the Secretary is obligated to investigate the existence of any pest that is not generally distributed within this State, determine the probability of and prevent its spread, and investigate the feasibility of its control or eradication (Food and Agricultural Code (FAC) Sections 403 and 5321).

Existing law also provides that the Secretary may establish, maintain and enforce quarantine, eradication and other such regulations as he deems necessary to protect the agricultural industry from the introduction and spread of pests (FAC Sections 401, 403, 407 and 5322). Existing law also provides that eradication regulations may proclaim any portion of the State as an eradication area and set forth the boundaries, the pest, its hosts and the methods to be used to eradicate the pest (FAC Section 5761).

The amendments of Section 3437 expanded the regulated areas in Napa, Solano and Sonoma counties. The effect of the amendment of this regulation was to provide authority for the State to perform quarantine activities against EGVM within these additional regulated areas of Napa, Solano and Sonoma counties.

## **DISCLOSURES REGARDING THE PROPOSED ACTION**

The Department has made the following initial determinations:

Mandate on local agencies and school districts: None.

Costs or savings to any state agency: None.

Cost to any local agency or school district which must be reimbursed in accordance with Government Code sections 17500 through 17630: None.

Other nondiscretionary cost or savings imposed on local agencies: None.

Costs or savings in federal funding to the state: None.

Significant, statewide adverse economic impact directly affecting business including the ability of California businesses to compete with businesses in other states: None.

Cost impacts on a representative private person or business: The estimated cost impact of the adopted reg-

ulation on a representative private person or business is not expected to be significantly adverse. A representative business could incur costs of approximately \$940.

These regulatory actions will not:

- (1) create or eliminate jobs within California;
- (2) create new business or eliminate existing businesses within California; or
- (3) affect the expansion of businesses currently doing business within California.

Significant effect on housing costs: none.

Small Business Determination

The Department has determined that the proposed regulations affect small business.

## **CONSIDERATION OF ALTERNATIVES**

In accordance with Government Code section 11346.5, subdivision (a)(13), the Department of Food and Agriculture must determine that no reasonable alternative considered by the Department or that has otherwise been identified and brought to the attention of the Department would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action.

The Department invites interested persons to present statements or arguments with respect to alternatives to the proposed regulations at the scheduled hearing or during the written comment period.

## **CONTACT**

Inquiries concerning the proposed administrative action may be directed to:

Susan McCarthy  
Department of Food and Agriculture  
Plant Health and Pest Prevention Services  
1220 N Street, Room 210  
Sacramento, California 95814  
916.654.1017  
FAX 916.654.1018  
[smccarthy@cdfa.ca.gov](mailto:smccarthy@cdfa.ca.gov)

The backup contact person for these inquiries is:

Stephen Brown  
Department of Food and Agriculture  
Plant Health and Pest Prevention Services  
1220 N Street, Room 210  
Sacramento, California 95814  
916.654.1017  
FAX 916.654.1018  
[sbrown@cdfa.ca.gov](mailto:sbrown@cdfa.ca.gov)

Please direct requests for copies of the proposed text (the "express terms") of the regulations, the initial state-

ment of reasons, the modified text of the regulations, if any, or other information upon which the rulemaking is based to Ms. McCarthy at the above address.

#### INTERNET ACCESS

The Department has posted the information regarding this proposed regulatory action on its website ([www.cdfa.ca.gov/cdfa/pendingregs](http://www.cdfa.ca.gov/cdfa/pendingregs)).

#### AVAILABILITY OF STATEMENT OF REASONS AND TEXT OF PROPOSED REGULATIONS, AND RULEMAKING FILE

The Department of Food and Agriculture will have the entire rulemaking file available for inspection and copying throughout the rulemaking process at its office at the above address. As of the date this notice is published in the Notice Register, the rulemaking file consists of this notice, the initial statement of reasons for the proposed action and the express terms of the proposed action. Copies may be obtained by contacting Susan McCarthy at the address or phone number listed above.

#### AVAILABILITY OF CHANGED OR MODIFIED TEXT

After considering all timely and relevant comments received, the Department may adopt, repeal and/or amend the proposed regulations substantially as described in this notice. If the Department makes modifications which are sufficiently related to the originally proposed text, it will make the modified text (with the changes clearly indicated) available to the public for at least 15 days before the Department adopts the regulations as revised. Please send requests for copies of any modified regulations to the attention of Susan McCarthy at the address indicated above. The Department will accept written comments on the modified regulations for 15 days after the date on which they are made available.

#### AVAILABILITY OF THE FINAL STATEMENT OF REASONS

Upon its completion, copies of the Final Statement of Reasons will be posted on the Department's web site or a copy may be obtained by contacting Ms. McCarthy at the above address.

### TITLE 3. DEPARTMENT OF FOOD AND AGRICULTURE

**NOTICE IS HEREBY GIVEN** that the Department of Food and Agriculture (Department) is proposing to take the action described in the Informative Digest. A

public hearing is not scheduled for this proposal. A public hearing will be held if any interested person, or his or her duly authorized representative, submits a written request for a public hearing to the Department no later than **15 days prior to the close of the written comment period**. Any person interested may present statements or arguments in writing relevant to the action proposed to the person designated in this Notice as the contact person beginning **August 20, 2010 and ending at 5:00 p.m. on October 4, 2010**. Following the public hearing, if one is requested, or following the written comment period if no public hearing is requested, the Department, upon its own motion or at the instance of any interested party, may thereafter adopt the proposals substantially as described below or may modify such proposals if such modifications are sufficiently related to the original text. With the exception of technical or grammatical changes, the full text of any modified proposal will be available for 15 days prior to its adoption from the person designated in this Notice as contact person and will be mailed to those persons who submit written or oral testimony related to this proposal or who have requested notification of any changes to the proposal.

Authority and Reference: Pursuant to the authority vested by sections 407, 20171, and 21111 of the Food and Agricultural Code, and to implement, interpret or make specific sections 20017, 20021, 21111 and 21111.5 of said Code, the Department proposes to amend section 850 of Article 1, Chapter 3, Division 2, of Title 3 of the California Code of Regulations, as follows:

#### INFORMATIVE DIGEST/POLICY STATEMENT OVERVIEW

Existing law, section 21051 of the Food and Agricultural Code authorizes the Department's Bureau of Livestock Identification (Bureau) to inspect all cattle sold, transferred, moved out of state, moved out of a modified point-of-origin (MPO) inspection area, moved into a registered feedlot, public auction yard or sales yard, public or private sales market, out of a full point-of-origin inspection area, or from areas designated as quarantine, restricted, or isolated areas, with limited exceptions. Sections 20017, 20021, 21111, 21111.5, and 21112 of the Food and Agricultural Code specify the requirements and procedures for the MPO inspection areas in the state for the movement of cattle.

To implement the above sections of law, the Department has in place regulations under Articles 1-4 of Chapter 3, Division 2, of Title 3 of the California Code of Regulations.

This proposal pertains to section 850 of Article 1, Chapter 3, Division 2, of Title 3 of the California Code

of Regulations, which describes the MPO inspection areas within California.

On December 15, 2009, the Department received a petition to remove Area Number 4 from regulation section 850 in accordance with the requirements of section 21111.5 of the Food and Agricultural Code. Cattle producers owning cattle in the affected area subsequently proceeded with a public hearing on May 18, 2010 voting in favor of removing Area Number 4 as an MPO inspection area, consisting of Humboldt/Del Norte Counties and a portion of Trinity County.

Therefore, the Department is moving forward with a regulatory action to remove Area Number 4 from section 850 of Title 3 of the California Code of Regulations, pursuant to section 21111.5 of the Food and Agricultural Code.

### FISCAL IMPACT ESTIMATES

Fiscal Impact on Public Agencies Including Costs or Savings to State Agencies or Costs/Savings in Federal Funding to the State: None

Nondiscretionary Costs/Savings to Local Agencies: None

Local Mandate: None

Cost to Any Local Agency or School District for Which Government Code Sections 17500–17630 Require Reimbursement: None

Business Impact: The Department has made an initial determination that the proposed regulatory action will not have any significant statewide adverse economic impact directly affecting California businesses including the ability of California businesses to compete with businesses in other states.

Impact on Jobs/New Businesses: The Department has determined that this regulatory proposal will not have any impact on the creation of jobs or businesses or the elimination of jobs or existing businesses or the expansion of businesses in California.

Cost Impacts on Private Persons or Entities: The Department is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

Effect on Housing Costs: None

### EFFECT ON SMALL BUSINESS

The Department has determined that the proposed regulations would affect small businesses.

### CONSIDERATION OF ALTERNATIVES

The Department must determine that no reasonable alternative which is considered or that has otherwise

been identified and brought to its attention would be more effective in carrying out the purpose for which the action is proposed or would be as effective and less burdensome to affected private persons than the proposed action described in this Notice.

Any interested person may present statements or arguments orally or in writing relevant to the above determinations at the hearing (if a hearing is requested) or during the written public comment period.

### INITIAL STATEMENT OF REASONS

The Department has prepared an initial statement of reasons for the proposed action and has available all the information upon which the proposal is based.

### TEXT OF PROPOSAL

Copies of the exact language of the proposed regulations and of the initial statement of reasons, and all the information upon which the proposal is based, may be obtained by contacting the persons named below or by accessing the Department's website as indicated below in this Notice.

### AVAILABILITY AND LOCATION OF THE FINAL STATEMENT OF REASONS AND RULEMAKING FILE

All the information upon which the proposed regulations are based is contained in the rulemaking file, which is available for public inspection by contacting the persons named below.

Any person may obtain a copy of the final statement of reasons once it has been prepared, by making a written request to the contact persons named below or by accessing the website listed below.

### CONTACT PERSONS

Inquiries concerning the substance of the proposed regulations, or any written comments, facsimiles, or electronic mail concerning this proposal are to be addressed to the following:

Greg Lawley, Chief  
Department of Food and Agriculture  
Bureau of Livestock Identification  
1220 N Street, Room A–130  
Sacramento, CA 95814  
Telephone: (916) 654–0889  
Fax: (916) 653–5190  
E-mail: GLawley@cdfa.ca.gov

The backup contact person is:



Nancy Grillo, Associate Analyst  
 Department of Food and Agriculture  
 Animal Health and Food Safety Services  
 1220 N Street, Room A-114  
 Sacramento, CA 95814  
 Telephone: (916) 651-7280  
 Fax: (916) 653-4249  
 E-mail: NGrillo@cdfa.ca.gov

Website Access:

Materials regarding this proposal can be found by accessing the following Internet address: <http://www.cdfa.ca.gov/ahfss/regulations.html>.

**TITLE 5. CALIFORNIA STUDENT AID COMMISSION**

**CALIFORNIA STUDENT AID COMMISSION  
 P.O. Box 419029  
 Rancho Cordova, CA 95741-9029**

**AMENDMENT TO TITLE 5, CA CODE OF  
 REGULATIONS REGARDING CALIFORNIA  
 NATIONAL GUARD EDUCATION  
 ASSISTANCE AWARD PROGRAM  
 (CNG EAAP)  
 (EDUCATION CODE 69999.10 *et seq.*)**

**NOTICE OF PROPOSED RULEMAKING**

**NATURE OF PROCEEDING**

Notice is given that the California Student Aid Commission (Commission) is proposing to take the action described in the Informative Digest.

A public hearing regarding this proposal is currently not scheduled. However, any interested person or duly authorized representative may request, no later than 15 days before the close of the written comment period that a public hearing be scheduled.

Following the public hearing, if one is requested, or following the written comment period, if no public hearing is requested, the Commission, upon its own motion or at the instance of any interested party, may thereafter adopt the proposals substantially as described below or may modify the proposals if the modifications are sufficiently related to the original text. With the exception of technical or grammatical changes, the full text of any modified proposal will be available for 15 days before its adoption from the persons designated in this Notice as contact persons and will be mailed to those persons who submit written

comments related to this proposal, or who provide oral testimony if a public hearing is held, or who have requested notification of any changes to the proposal.

Notice is given that the California Student Aid Commission (Commission) is proposing to take the action described in the Informative Digest.

Notice is also given that any interested person, or his or her authorized representative, may submit written comments relevant to the proposed emergency regulatory action to:

California Student Aid Commission  
 Attention: Kathy Spencer  
 P. O. Box 419029  
 Rancho Cordova, CA 95741-9029

Comments may also be submitted by facsimile (FAX) at (916) 464-8240 or by e-mail to [CNGRegsComment@csac.ca.gov](mailto:CNGRegsComment@csac.ca.gov). Comments must be submitted before 5:00 p.m. on October 4, 2010.

**AUTHORITY AND REFERENCE**

Pursuant to the authority vested by section 69999.22 of the Education Code, and to implement, interpret, or make specific sections 69999.10-69999.30 of the Education Code, the Commission is considering changes to Division 4 of Title 5 of the California Code of Regulations as follows: add sections 30730-30736 to implement, interpret, and make specific sections 69999.10-69999.30 of the Education Code establishing the California National Guard Education Assistance Award Program (CNG EAAP).

**INFORMATIVE DIGEST/POLICY STATEMENT  
 OVERVIEW**

The California National Guard performs an essential public purpose in protecting the health, safety, and property of California's citizens, and in order to fulfill its objectives, it is necessary for the California National Guard to have sufficient human resources to deal with natural or human-caused disasters and emergencies. It is the intent of Legislature to provide an inducement to members of the California National Guard to maintain the required strength in the California National Guard.

The proposed regulations would implement, interpret, and make specific the elements of CNG EAAP. Specifically, the proposal would:

1. Establish the identification of the initial application;
2. Specify applicant's desired certificate, degree and/or diploma;
3. Specify on the initial application the statutory two year active membership requirement;

4. Establish a renewal application;
5. Establish a deadline for the renewal application;
6. Specify information needed on renewal application from participants to continue participation in the program;
7. Establish the requirements for submission of renewal application;
8. Specify the term for reporting veteran's educational benefits;
9. Specify that disbursements can not be received for both the CNG EAAP and Cal Grant award for the same academic year; and
10. Specify the consequences of a program participant's failure to comply with the submission of a renewal application.

There are no comparable provisions of federal law related to this proposal.

#### OTHER STATUTORY REQUIREMENT

The Commission, in consultation with the Military Department developed the proposed regulation text for the CNG EAAP.

#### LOCAL MANDATE

This proposal does not impose a mandate on local agencies or school districts.

#### FISCAL IMPACT ESTIMATES

This proposal does not impose costs on any local agency or school district for which reimbursement would be required pursuant to Part 7 (commencing with Section 17500) of Division 4 of the Government Code. This proposal does not impose other nondiscretionary cost or savings on local agencies. This proposal does not result in any cost or savings in federal funding to the state.

#### COSTS OR SAVINGS TO STATE AGENCIES

None

#### EFFECT ON HOUSING COSTS

None

#### BUSINESS IMPACT/SMALL BUSINESSES

The Commission has made a determination that the proposed regulatory action would have no significant statewide adverse economic impact directly affecting business, including the ability of California businesses

to compete with businesses in other states. The proposal would impose no costs upon business. The proposal does not affect small businesses as defined by California Government Code Section 11342.610. This proposal would not affect private sector or small business due to the population the program targets which is active members of the California National Guard, State Military Reserve, and Naval Militia.

#### ASSESSMENT REGARDING EFFECT ON JOBS/BUSINESSES

The Commission has determined that this regulatory proposal will not have any impact on the creation of jobs or new businesses or the elimination of jobs or existing businesses or the expansion of businesses in the State of California.

#### COST IMPACT ON REPRESENTATIVE PERSON OR BUSINESS

The agency is not aware of any cost impacts that a representative private person or business would necessarily incur in reasonable compliance with the proposed action.

#### BUSINESS REPORT

This regulatory proposal does not require a report.

#### ALTERNATIVES

The Commission has determined that no reasonable alternative considered by the agency, or that has otherwise been identified and brought to the agency's attention, would be more effective in carrying out the purpose for which the adoption of this regulation is proposed, or would be as effective as and less burdensome to affected private persons that the proposed action.

#### CONTACT PERSON

Inquiries concerning the proposed adoption of the regulations and written comments may be directed to:

Kathy Spencer  
California Student Aid Commission  
P.O. Box 419029  
Rancho Cordova, CA 95741-9029

(916) 464-3021  
(916) 464-8240 Facsimile

TEXT OF PROPOSAL

Copies of the exact language of the proposed regulations and all the information upon which the proposal is based may be obtained upon request from:

California Student Aid Commission  
P. O. Box 419029  
Rancho Cordova, CA 95741-9029

These documents may also be viewed and downloaded from the Commission's Web site at [www.csac.ca.gov](http://www.csac.ca.gov).

INITIAL STATEMENT OF REASONS  
AND INFORMATION

The Commission has prepared an Initial Statement of Reasons for the proposed action and has available all the information upon which the proposal is based.

AVAILABILITY AND LOCATION OF  
THE FINAL STATEMENT OF REASONS  
AND RULEMAKING FILE

All the information upon which the proposed regulations are based is contained in the rulemaking file which is available for public inspection by contacting:

Kathy Spencer  
California Student Aid Commission  
P.O. Box 419029  
Rancho Cordova, CA 95741-9029

(916) 464-3021  
(916) 464-8240 Facsimile

Kristen Trimarche  
California Student Aid Commission  
P.O. Box 419029  
Rancho Cordova, CA 95741-9029

(916) 464-6461  
(916) 464-8240 Facsimile

You may obtain a copy of the Final Statement of Reasons once it has been prepared, by making a written request to the contact person named above.

WEBSITE ACCESS

Materials regarding this proposal can be found at [www.csac.ca.gov](http://www.csac.ca.gov).

TITLE 10. DEPARTMENT OF  
INSURANCE

STATE OF CALIFORNIA  
DEPARTMENT OF INSURANCE  
45 Fremont Street, 24th Floor  
San Francisco, California 94105

**NOTICE OF PROPOSED ACTION AND  
NOTICE OF PUBLIC HEARING**

**Date: August 6, 2010 Regulation File: REG-2008-00012**

SUBJECT OF PROPOSED RULEMAKING

The Insurance Commissioner proposes to adopt the regulations described below after considering comments from the public. The Commissioner proposes to add to Title 10, Chapter 5, Subchapter 3 of the California Code of Regulations ("CCR") the new Article 17.3: Recognition of Preferred Mortality Tables for Use in Determining Minimum Reserve Liabilities, consisting of new Sections 2582, 2582.1, 2582.2, 2582.3, and 2582.4. (All references to the CCR in this Notice are references to sections in CCR Title 10.)

The regulations set forth updated minimum reserving requirements for life insurance. The regulations are for the most part the same as the National Association of Insurance Commissioners ("NAIC") Model No. 815, titled "Model Regulation Permitting the Recognition of Preferred Mortality Tables for Use in Determining Minimum Reserve Liabilities," the latest revisions to which were adopted by the Joint Executive Committee of the NAIC in September 2009.

The regulations differ from the NAIC Model in several respects, including the following: Changes were made to conform the Model to existing California minimum reserving requirements. The regulations have been clarified to expressly state that they apply not just to life insurance subject to California's Standard Valuation Law but also to life insurance subject to the Fraternal Benefit Societies statutes which govern the minimum reserves for life insurance certificates issued by fraternal benefit societies. The regulations contain changes from the NAIC Model with regard to dates, punctuation, capitalization, references to authority, rewording, and re-numbering. Some parts of the NAIC Model have not been included in the regulations because they either conflict with California requirements or because they are not necessary.

The regulations will replace Bulletin 2009-2, which was issued pursuant to California Insurance Code (hereafter "Insurance Code") Section 10489.2. The Bulletin sets forth essentially the same requirements as

the proposed regulations, but it does not apply to fraternal benefit societies. Bulletin 2009-2 expires on December 31, 2010.

#### PUBLIC HEARING

The Commissioner will hold a public hearing to provide all interested persons an opportunity to present statements or arguments, either orally or in writing, with respect to the proposed regulations, as follows:

**Date and time: Tuesday, October 5, 2010  
at 10:00 a.m.**

**Location: Department of Insurance  
Administrative Hearing Bureau  
Hearing Room  
45 Fremont Street, 22nd Floor  
San Francisco CA 94105**

The hearing will continue on the date noted above until all testimony has been submitted or until 5:00 p.m., whichever is earlier.

#### PRESENTATION OF WRITTEN COMMENTS; CONTACT PERSONS

All persons are invited to submit written comments on the proposed regulations during the public comment period. The public comment period will end at **5:00 p.m. on October 5, 2010**. Please direct all written comments to the following contact person:

Nancy Hom, Senior Staff Counsel  
California Department of Insurance  
45 Fremont Street, 24th Floor  
San Francisco, CA 94105  
Telephone: (415) 538-4144

Questions regarding procedure, comments, or the substance of the proposed action should be addressed to the above contact person. In the event the contact person is unavailable, inquiries regarding the proposed action may be directed to the following backup contact person:

Stesha Hodges, Staff Counsel  
California Department of Insurance  
45 Fremont Street, 24<sup>th</sup> Floor  
San Francisco, CA 94105  
Telephone: (415) 538-4428

#### DEADLINE FOR WRITTEN COMMENTS

All written materials must be received by the Insurance Commissioner, addressed to the contact person at her address listed above, **no later than 5:00 p.m. on**

**October 5, 2010**. Any written materials received after that time may not be considered.

#### COMMENTS TRANSMITTED BY E-MAIL OR FACSIMILE

The Commissioner will accept written comments transmitted by e-mail provided they are sent to the following e-mail address: [homn@insurance.ca.gov](mailto:homn@insurance.ca.gov). The Commissioner will also accept written comments transmitted by facsimile provided they are directed to the attention of Nancy Hom and sent to the following facsimile number: (415) 904-5729. **Comments sent to other e-mail addresses or other facsimile numbers will not be accepted. Comments sent by email or facsimile are subject to the deadline set forth above for written comments.**

#### ACCESS TO HEARING ROOMS

The facilities to be used for the public hearing are accessible to persons with mobility impairments. Persons with sight or hearing impairments are requested to notify the contact person(s) for the hearing in order to make special arrangements, if necessary.

#### AUTHORITY AND REFERENCE

The Insurance Commissioner proposes the adoption of Title 10, Chapter 5, Subchapter 3, Article 17.3, Sections 2582, 2582.1, 2582.2, 2582.3 and 2582.4 pursuant to the rulemaking authority vested in him by Insurance Code Section 10489.2 of the Standard Valuation Law and Insurance Code Section 11136 of the Fraternal Benefit Societies statutes, as well as the following decisions of the California Supreme Court: *CalFarm Ins. Co. v. Deukmejian*, 48 Cal.3d 805 (1989), and *20<sup>th</sup> Century Ins. Co. v. Garamendi*, 8 Cal.4<sup>th</sup> 216 (1994). The Commissioner's decision on the proposed regulations will implement, interpret, and make specific the provisions of Insurance Code Sections 10489.2 and 11136.

#### INFORMATIVE DIGEST

#### SUMMARY OF EXISTING LAW AND POLICY STATEMENT OVERVIEW

California law requires that every insurer doing business in California and every fraternal benefit society transacting business in California file an annual statement with the Department of Insurance each year. Insurance Code Sections 900 and 11131. The annual statement must include certain financial information, including information on the sufficiency of the entity's



reserves to cover future obligations such as claims. Insurance Code Sections 10489.15 and 11131.

In order to calculate life insurance reserves, an entity must have an actuarially based understanding of the expected mortality of its population of insureds. That data is set forth in mortality tables.

California statutes specify which mortality tables an entity may use in calculating its minimum reserve liabilities, i.e., in determining the minimum standard of valuation for the policies in question. Insurance Code Sections 10489.2 and 11136. Mortality tables are updated from time to time to reflect changes in the health and life expectancy of classes of insureds. Both Section 10489.2 and Section 11136 authorize the Commissioner to approve the use of updated mortality tables. Section 10489.2(a) states that for purposes of determining the minimum standard of valuation for life insurance reserves governed by the section, a life insurer may use any ordinary mortality table adopted after 1980 by the NAIC that is approved by regulations promulgated by the Commissioner. Section 11136(b)(1) applies the same requirement to determining the minimum standard of valuation for life insurance certificates issued by fraternal benefit societies. The regulations proposed by the Commissioner approve the use of certain updated ordinary mortality tables adopted after 1980 by the NAIC, as authorized by Sections 10489.2 and 11136.

The policy underlying the proposed action is to allow actuaries to use the mortality tables that most closely match the emerging experience generated by an insurer's or a fraternal's insureds. This will help to make the actuaries' reserving calculations more accurate. There are obvious benefits in allowing the use of more recent mortality tables based on more current and more refined mortality information, as opposed to older mortality tables which may be less relevant to the health and life expectancy of current and future populations of insureds.

Use of the 2001 CSO Preferred Class Structure Mortality Table in place of the 2001 CSO Smoker or Nonsmoker Mortality Table in determining the minimum valuation standard for calculating reserves is expected to reduce the level of required minimum reserves for a particular product, and therefore is expected to result in reduced costs to life insurance companies and fraternal benefit societies choosing to use the newer tables. Consumers may also benefit to the extent these reductions reduce the cost of coverage.

Also, the purpose of the regulations is to prohibit insurers and fraternal benefit societies from reserving too little. The regulations allow these entities to use preferred mortality tables only if they refrain from using certain specified reserving methods in their statutory financial statements. This will prevent insurers and fra-

ternals from using preferred mortality tables in conjunction with these specified reserving methods in order to generate artificially low reserves. Without the restriction, insurers and fraternal benefit societies could be artificially understating reserves. This would be contrary to the Commissioner's application of California's reserving statutes (Insurance Code Sections 10489.2 and 11136), which require insurers and fraternal benefit societies to maintain certain minimum levels of reserves to ensure that they can meet their financial obligations to policyholders. In addition, this would be contrary to California's application of the Statement of Statutory Accounting Principles 61 and Appendix A-791 of the NAIC's *Accounting Practices and Procedures Manual* to insurers. Insurance Code Section 923 requires insurers to adhere to the NAIC's *Accounting Practices and Procedures Manual*.

The NAIC Model regulation also allows for the use of preferred mortality tables, and it imposes similar restrictions on use of the tables when certain other reserving methods are used. But it imposes the restrictions only on the valuation of policies issued prior to January 1, 2007. In contrast, California's restriction is not limited to policies issued during a particular time frame — it applies to all policies governed by the proposed regulation because there is no reason for California's regulations to treat the two groups of policies differently. Inadequate reserving practices should be prevented regardless of whether the policy affected is issued before or after January 1, 2007.

In addition to the above objectives, the purpose of the proposed regulations is to promote uniformity of standards among different states. At present, over 30 states have adopted some version of the NAIC Model. Both insurers and consumers can benefit if mortality table standards become more uniform across various states. Insurers can do business more efficiently and their administrative costs are reduced, a cost reduction that can be passed on to consumers. The proposed regulations serve this purpose by ensuring that California's regulatory requirements are as consistent with those of other states as is possible under California law.

## EFFECT OF PROPOSED ACTION

The effect of the proposed regulations is to allow an insurer or a fraternal benefit society to use the 2001 CSO Preferred Class Structure Mortality Table in place of the 2001 CSO Smoker or Nonsmoker Mortality Table as the minimum valuation standard for calculating reserves for policies issued on or after January 1, 2007, and, subject to the Commissioner's approval, for policies issued prior to January 1, 2007 which were valued using the 2001 CSO Mortality Table. Use of the Table is permitted for each calendar year of issue for any one or more specified plans of insurance, subject to

satisfying the conditions stated in Article 17.3. Valuation actuaries will have the option of using the 2001 Preferred Class Structure Mortality Table if they decide it more closely matches the insurer's or fraternal's emerging experience with its population of insureds and the various classes of insureds within that population. For example, the 2001 CSO Preferred Class Structure Mortality Table may be a better match for business which, due to underwriting, is expected to have much better mortality experience than is assumed in the 2001 CSO Smoker or Nonsmoker Mortality Table.

The regulations place limits on when and how the 2001 Preferred Class Structure Mortality Table may be used. For example, the regulations provide that the 2001 Preferred Class Structure Mortality Table may not be used until the insurer or fraternal demonstrates that at least 20% of the business to be valued on the Table is in one or more of the preferred classes. A table from the 2001 CSO Preferred Class Structure Mortality Table used in place of a 2001 CSO Mortality Table, pursuant to the requirements of Article 17.3, will be treated as part of the 2001 CSO Mortality Table only for purposes of reserve valuation pursuant to the requirements of California Department of Insurance Bulletin No. 2003-5, "Recognition of the 2001 CSO Mortality Table for Use in Determining Minimum Reserve Liabilities and Nonforfeiture Benefits."

The regulations also prohibit insurers and fraternal benefit societies from reserving too little. The regulations allow these entities to use the preferred mortality tables only if they refrain from using certain specified reserving methods in their statutory financial statements. This will prevent insurers and fraternal from using preferred mortality tables in conjunction with these specified reserving methods in order to generate artificially low reserves. Without the restriction, insurers and fraternal could be artificially understating reserves. This would be contrary to the Commissioner's application of California's reserving statutes (Insurance Code Sections 10489.2 and 11136), which require insurers and fraternal to maintain certain minimum levels of reserves to ensure that they can meet their financial obligations to policyholders. In addition, this would be contrary to California's application of the Statement of Statutory Accounting Principles 61 and Appendix A-791 of the NAIC's *Accounting Practices and Procedures Manual* to insurers. Insurance Code Section 923 requires insurers to adhere to the NAIC's *Accounting Practices and Procedures Manual*.

The NAIC Model regulation also allows for the use of preferred mortality tables, and it imposes similar restrictions on use of the tables when certain other reserving methods are used. But it imposes the restrictions only on the valuation of policies issued prior to January 1, 2007. In contrast, California's restriction is not lim-

ited to policies issued during a particular time frame — it applies to all policies governed by the proposed regulation.

Additional conditions and limits on use of the 2001 CSO Preferred Class Structure Mortality Table are set forth in proposed Article 17.3.

The proposed regulations will promote uniformity of standards with those of other states by ensuring that California's regulatory requirements are as consistent with those of other states as is possible under California law.

## DOCUMENTS INCORPORATED BY REFERENCE

The following documents have been incorporated by reference into the proposed regulations:

1. The "2001 CSO Mortality Table," which consists of separate rates of mortality for male and female lives, developed by the American Academy of Actuaries CSO Task Force from the Valuation Basic Mortality Table developed by the Society of Actuaries Individual Life Insurance Valuation Mortality Task Force, and adopted by the NAIC in December 2002, published in the *Proceedings of the NAIC (2<sup>nd</sup> Quarter 2002)*, and supplemented by the 2001 CSO Preferred Class Structure Mortality Table. The 2001 CSO Mortality Table includes both the ultimate form of that table and the select and ultimate form of that table and includes both the smoker and nonsmoker mortality tables and the composite mortality tables. It also includes both the age-nearest-birthday and age-last-birthday bases of the mortality tables, the 2001 CSO Mortality Table (F) (meaning that mortality table consisting of the rates of mortality for female lives from the 2001 CSO Mortality Table), the 2001 CSO Mortality Table (M) (meaning that mortality table consisting of the rates of mortality for male lives from the 2001 CSO Mortality Table), the Composite Mortality Tables (meaning mortality tables with rates of mortality that do not distinguish between smokers and nonsmokers), and the Smoker and Nonsmoker Mortality Tables (meaning mortality tables with separate rates of mortality for smokers and nonsmokers).
2. The "2001 CSO Preferred Class Structure Mortality Table," which consists of mortality tables with separate rates of mortality for Super Preferred Nonsmokers, Preferred Nonsmokers, Residual Standard Nonsmokers, Preferred Smokers, and Residual Standard Smokers splits of the 2001 CSO Nonsmoker and Smoker tables, as adopted by the NAIC in September, 2006 and

published in the *Proceedings of the NAIC (3<sup>rd</sup> Quarter 2006)*. The “2001 CSO Preferred Class Structure Mortality Table” includes both the ultimate form of that table and the select and ultimate form of that table. It includes both the smoker and nonsmoker mortality tables. It includes both the male and female mortality tables and the gender composite mortality tables. It also includes both the age–nearest–birthday and age–last–birthday bases of the mortality table.

#### MANDATES ON LOCAL AGENCIES OR SCHOOL DISTRICTS

The proposed regulations do not impose any mandate on local agencies or school districts. There are no costs to local agencies or school districts for which Part 7 (commencing with Section 17500) of Division 4 of the Government Code would require reimbursement.

#### COST OR SAVINGS TO STATE AGENCIES, LOCAL AGENCIES OR SCHOOL DISTRICTS OR IN FEDERAL FUNDING

The Commissioner has determined that the proposed regulations will result in no cost or savings to any state agency, no cost to any local agency or school district that is required to be reimbursed under Part 7 (commencing with Section 17500) of Division 4 of the Government Code, no other nondiscretionary cost or savings imposed on local agencies, and no cost or savings in federal funding to the State.

#### ECONOMIC IMPACT ON BUSINESS AND THE ABILITY OF CALIFORNIA BUSINESSES TO COMPETE

The Commissioner has made an initial determination that the adoption of the proposed regulations may have a significant, statewide adverse economic impact directly affecting business, including the ability of California businesses to compete with businesses in other states. The types of businesses that may be affected are insurance companies and fraternal benefit societies. Although the Commissioner expects that the regulations will reduce costs overall because the regulations give entities the option of selecting mortality tables that enable them to lower their reserves, insurance companies and fraternal benefit societies may incur some administrative costs as a result of updating the way they calculate reserves.

The Commissioner has considered performance standards, but the Commissioner has identified no performance standards which would be as effective as the pro-

posed regulations in permitting use of the 2001 Preferred Class Structure Mortality Table under Insurance Code Sections 10489.2 and 11136.

The Commissioner has not considered other proposed alternatives that would lessen any adverse economic impact on business and invites interested parties to submit proposals. Submissions may include the following considerations:

- (i) The establishment of differing compliance or reporting requirements or timetables that take into account the resources available to businesses;
- (ii) Consolidation or simplification of compliance and reporting requirements for businesses;
- (iii) The use of performance standards rather than prescriptive standards;
- (iv) Exemption or partial exemption from the regulatory requirements for businesses.

#### POTENTIAL COST IMPACT ON PRIVATE PERSONS OR BUSINESSES

The Commissioner has determined that for insurance companies and fraternal benefit societies subject to the proposed regulations there is likely to be some cost impact, although it will most likely be minimal. The cost impact would be the cost of changing some of the data which the insurer or fraternal uses in its reserve calculations, and the cost of calculating reserves in a more updated way than in the past. The cost impact of complying with the proposed regulations has already been mitigated by the fact that the Department of Insurance issued Bulletin 2009–2 on February 26, 2009. Bulletin 2009–2 allows insurance companies to use the 2001 CSO Preferred Class Structure Mortality Table in place of the 2001 CSO Smoker or Nonsmoker Mortality Table under the same circumstances as the proposed regulations. Fraternal benefit societies were not included in the scope of the bulletin but are included in the scope of the proposed regulations, so the costs that they incur, if any, may be somewhat more than the costs incurred by insurers. The cost impact of the proposed regulations is further mitigated by the fact that the regulations allow insurers and fraternal benefit societies to use the 2001 CSO Preferred Class Structure Mortality Table in place of the 2001 CSO Smoker or Nonsmoker Mortality Table but they do not require that they do so. As noted above, the overall effect of the regulations is expected to be a reduction in insurers’ and fraternal’s costs.

The Commissioner is not aware of any cost impacts that a representative private person or business, other than the insurers and the fraternal benefit societies described above, would necessarily incur in reasonable compliance with the proposed action.



**EFFECT ON JOBS AND BUSINESSES  
IN CALIFORNIA**

The Commissioner is required to assess any impact the regulations may have on the creation or elimination of jobs in the State of California, the creation of new businesses, the elimination of existing businesses, and the expansion of businesses currently operating in the state. The Commissioner does not foresee that the proposed regulations will have an impact on any of the above, but he invites interested parties to comment on this issue.

**FINDING OF NECESSITY**

The Commissioner finds that it is necessary for the welfare of the people of the state that the regulations apply to businesses.

**IMPACT ON HOUSING COSTS**

The proposed regulations will have no significant effect on housing costs.

**ALTERNATIVES**

The Commissioner must determine that no reasonable alternative considered by the Commissioner or that has otherwise been identified and brought to the attention of the Commissioner would be more effective in carrying out the purpose for which this action is proposed or would be as effective and less burdensome to affected private persons than the proposed action.

**IMPACT ON SMALL BUSINESS**

The Commissioner has made an initial determination that the adoption of the proposed regulations will not affect small businesses. Insurers are not small businesses under Government Code Section 11342.610(b)(2). Fraternal benefit societies are not small businesses because, under Insurance Code Section 10990, they are not for profit organizations. A nonprofit organization is not a small business under Government Code Section 11342.610(b)(6).

However, the Department invites public comments on the question of economic impact on small businesses.

**COMPARABLE FEDERAL LAW**

There are no existing federal regulations or statutes comparable to the proposed regulations.

**TEXT OF REGULATIONS AND  
STATEMENTS OF REASONS**

The Department has prepared an Initial Statement of Reasons that sets forth the reasons for the proposed action. Upon request, the Initial Statement of Reasons will be made available for inspection and copying. Requests for the Initial Statement of Reasons or questions regarding this proceeding should be directed to the contact person listed above. Upon request, the Final Statement of Reasons will be made available for inspection and copying once it has been prepared. Requests for the Final Statement of Reasons should be directed to the contact person listed above.

The file for this proceeding, which includes a copy of the express terms of the proposed regulations, the Initial Statement of Reasons, the information upon which the proposed action is based, and any supplemental information, including any reports, documentation and other materials related to the proposed action that is contained in the rulemaking file, is available by appointment for inspection and copying at 45 Fremont Street, 24th Floor, San Francisco, California 94105, between the hours of 9:00 a.m. and 4:30 p.m., Monday through Friday.

**AUTOMATIC MAILING**

A copy of the proposed regulations and this Notice, including the Informative Digest, which contains the general substance of the proposed regulations, will automatically be sent to all persons on the Insurance Commissioner's mailing list.

**WEBSITE POSTINGS**

Documents concerning this proceeding are available on the Department's website. To access them, go to <http://www.insurance.ca.gov>. Find at the righthand side of the page the heading 'QUICK LINKS.' The third item in this column under this heading is 'For Insurers'; on the drop-down menu for this item, select 'Legal information.' When the 'INSURERS: LEGAL INFORMATION' screen appears, click the third item in the list of bulleted items near the top of the page: 'Proposed Regulations.' The 'INSURERS: PROPOSED REGULATIONS' screen will be displayed. Select the only available link: 'Search for Proposed Regulations.' Then, when the 'PROPOSED REGULATIONS' screen appears, you may choose to find the documents either by conducting a search or by browsing for them by name.

To browse, click on the 'Currently Proposed Regulations' link. A list of the names of regulations for which documents are posted will appear. Find in the list the



“Recognition of Preferred Mortality Tables” link, and click it. Links to the documents associated with these regulations will then be displayed.

To search, enter “REG-2008-00012” (the Department’s regulation file number for the regulations) in the search field. Alternatively, search by keyword (“preferred mortality tables” for example). Then, click on the ‘Submit’ button to display links to the rulemaking documents online.

#### MODIFIED LANGUAGE

If the regulations adopted by the Department differ from those which have originally been made available but are sufficiently related to the action proposed, they will be available to the public for at least 15 days prior to the date of adoption. Interested persons should request a copy of these regulations prior to adoption from the contact person listed above.

### GENERAL PUBLIC INTEREST

#### CALIFORNIA AIR RESOURCES BOARD

##### NOTICE OF CANCELLATION OF A PUBLIC HEARING TO CONSIDER AN APPLICATION FOR A VARIANCE FROM THE REGULATION FOR REDUCING EMISSIONS FROM CONSUMER PRODUCTS

BY NOTICE dated June 29, 2010, and published in the July 9, 2010, California Regulatory Notice Register, Register 2010, No. 28–Z, the Air Resources Board (the Board or ARB) announced it would conduct a public hearing to consider an application for a variance from the Regulation for Reducing Emissions from Consumer Products (the “Consumer Products Regulation,” title 17, California Code of Regulations, sections 94507–94517). That notice scheduled the public hearing for August 11, 2010, at 10:00 a.m.

The variance was requested by the applicant listed below.

Reckitt Benckiser, Inc.  
399 Interpace Parkway  
P.O. Box 255  
Parsippany, NJ 07054–0225

**PLEASE BE ADVISED** that the applicant has withdrawn the application for a variance, and the hearing will not take place.

#### DEPARTMENT OF FISH AND GAME

##### Department of Fish and Game — Public Interest Notice

For Publication August 20, 2010  
CESA CONSISTENCY DETERMINATION  
REQUEST FOR  
Gas Lines 210A & 210B Repair Project  
Solano County  
2080–2010–040–03

The Department of Fish and Game (Department) received a notice on August 5, 2010 that the Pacific Gas & Electric Company (PG&E) proposes to rely on a consultation between federal agencies to carry out a project that may adversely affect species protected by the California Endangered Species Act (CESA). This project consists of facility upgrades and valve replacement prior to pipeline inspection in Solano County, California (Project).

Project activities will have adverse temporary effects on 0.2 acre of habitat suitable for the California tiger salamander (*Ambystoma californiense*) and adverse permanent effects on 0.24 acre of habitat suitable for the California tiger salamander. The project could also result in direct mortality, injury, or harassment of individual juvenile and adult California tiger salamanders. The U.S. Fish and Wildlife Service (Service) issued a “no jeopardy” federal programmatic biological opinion (81420–2010–F–0593–1)(BO) and incidental take statement (ITS) to the Army Corps of Engineers (Corps) on May 20, 2010 which considered the effects of the project on the Federally threatened and State candidate California tiger salamander. On August 3, 2010 the Service amended the BO as a result of changes in the Project description.

On March 3, 2010, the California Fish and Game Commission, the California constitutionally established entity with exclusive statutory authority to designate species as protected under CESA, determined that listing California Tiger Salamander as a threatened species under state law is warranted. (Cal. Const., art. IV, § 20, subd. (b); Fish & G. Code, §§ 2070, 2075.5(2).) Consistent with the Commission’s determination, California Tiger Salamander will be added to the list of species designated as threatened under CESA following the completion of related formal rulemaking by the Commission under the Administrative Procedure Act (Gov. Code, § 11340 et seq.). (See also Fish & G. Code, 2075.5(2); Cal. Code Regs., tit. 14, 670.1, subd. (j), 670.5, subd. (b).) In the interim, California Tiger Salamander will remain a candidate species protected under CESA. (Fish & G. Code, 2085; Cal. Reg. Notice Register 2009, No. 8Z, p. 284.)

Pursuant to California Fish and Game Code Section 2080.1, PG&E is requesting a determination that the BO and ITS are consistent with CESA for purposes of the proposed Project. If the Department determines the BO and ITS are consistent with CESA for the proposed Project, PG&E will not be required to obtain an incidental take permit under Fish and Game Code section 2081 for the Project.

## **DEPARTMENT OF FISH AND GAME**

### **Department of Fish and Game — Public Interest Notice**

For Publication August 20, 2010  
CESA CONSISTENCY DETERMINATION  
REQUEST FOR  
Maxwell Public Utilities District  
Treated Effluent Reuse Project  
(2080–2010–042–02)  
Colusa County

The Department of Fish and Game (Department) received a notice on August 9, 2010 that the Maxwell Public Utilities District proposes to rely on a consultation between federal agencies to carry out a project that may adversely affect a species protected by the California Endangered Species Act (CESA). The Maxwell Public Utilities District proposes to upgrade an existing wastewater treatment facility, install an effluent pipeline, and construct an effluent reuse area with irrigation system (Project).

Project activities will result in the permanent loss of 100.5 acres of giant garter snake (*Thamnophis gigas*) habitat, primarily in the form of rice fields, and the temporary loss of 14.5 acres of upland giant garter snake habitat. The Project could also result in direct mortality, injury, or harassment of individual giant garter snakes. The U.S. Fish and Wildlife Service (Service) issued a “no jeopardy” federal biological opinion (81420–2009–F–0835–4)(BO) and incidental take statement (ITS) to the U.S. Department of Agriculture on June 4, 2010 which considered the effects of the project on the State and federally threatened giant garter snake.

Pursuant to California Fish and Game Code Section 2080.1, the Maxwell Public Utilities District is requesting a determination that the BO and ITS are consistent with CESA for purposes of the proposed Project. If the Department determines the BO and ITS are consistent with CESA for the proposed Project, the Maxwell Public Utilities District will not be required to obtain an incidental take permit under Fish and Game Code section 2081 for the Project.

## **DEPARTMENT OF FISH AND GAME**

### **Department of Fish and Game — Public Interest Notice**

For Publication August 20, 2010  
CESA CONSISTENCY DETERMINATION  
REQUEST FOR  
Pease–Rio Oso 115 kV Tower Replacement Project  
(2080–2010–027–02)  
Sutter and Yuba Counties

The Department of Fish and Game (Department) received a notice on August 9, 2010 that the Pacific Gas and Electric Company (PG&E) proposes to rely on a consultation between federal agencies to carry out a project that may adversely affect a species protected by the California Endangered Species Act (CESA). PG&E proposes to remove six existing electrical transmission towers and replace them with five tubular steel poles in southern Yuba and northern Sutter Counties (Project). The deterioration of the existing equipment requires replacement of tower structures to maintain reliability of service and prevent power outages.

Project activities will result in the temporary loss of 3.61 acres of upland habitat and the temporary loss of 0.05 acre of aquatic habitat suitable for the giant garter snake (*Thamnophis gigas*). The Project could also result in direct mortality, injury, or harassment of individual giant garter snakes. The U.S. Fish and Wildlife Service (Service) appended the proposed project to a “no jeopardy” federal biological opinion (81420–2010–F–0180–1)(BO) and incidental take statement (ITS) on June 4, 2010 for the U.S. Army Corps of Engineers. The Service’s consultation with the U.S. Army Corps of Engineers considered the effects of the Project on the State and federally threatened giant garter snake.

Pursuant to California Fish and Game Code Section 2080.1, PG&E is requesting a determination that the BO and ITS as amended are consistent with CESA for purposes of the proposed Project. If the Department determines the BO and ITS are consistent with CESA for the proposed Project, PG&E will not be required to obtain an incidental take permit under Fish and Game Code section 2081 for the Project.

## **DEPARTMENT OF FISH AND GAME**

### **CALIFORNIA ENDANGERED SPECIES ACT CONSISTENCY DETERMINATION NO. 2080–2010–029–03**

**Project:** Stream Maintenance Program  
**Location:** Sonoma County  
**Applicant:** Sonoma County Water Agency  
**Notifier:** Keenan Foster

## Background

The Sonoma County Water Agency (Applicant) proposes to perform routine stream maintenance activities for 2010 within the flood control channels under their jurisdiction as described in the Applicant's Stream Maintenance Program (Project). The Project includes six localized sediment removal projects, two reach-scale sediment removal projects, and four bank stabilization and repair projects. The Project also includes clearing of sediment from six sediment basin structures. All of these activities will be conducted in accordance with the Applicant's *Stream Maintenance Program Manual*.

The Project activities described above that will take place within the Laguna de Santa Rosa Watershed, are expected to incidentally take California tiger salamander (*Ambystoma californiense*). California tiger salamander is currently designated as an endangered species under the federal Endangered Species Act (ESA) (16 U.S.C. § 1531 et seq.). In particular, California tiger salamander could be incidentally taken as a result of: being crushed/entombed in burrows during ground disturbance and by use of heavy equipment; poisoning from the use of herbicides and other chemical agents; loss of sheltering habitat, such as animal burrows, resulting in predation or desiccation; being run over by vehicles; disruptions in movement and dispersal, resulting in predation and desiccation; capture, handling and translocation while attempting to move individuals; aquatic habitat disturbance as a result of increased sediment loads from in-stream ground disturbances; and work activity disturbances that cause California tiger salamander to leave the work area, such as noise and vibration that could increase the potential for predation, desiccation, and increased intraspecific competition.

For purposes of the California Endangered Species Act (CESA) (Fish & G. Code, § 2050 et seq.), California tiger salamander are currently designated and protected as a candidate species. (Cal. Reg. Notice Register 2009, No. 8–Z, p. 284; Fish & G. Code, § 2085.) On March 3, 2010, the California Fish and Game Commission (Commission), a constitutionally established entity with exclusive statutory authority to designate species as protected under CESA, determined that listing California tiger salamander as a threatened species under state law is warranted. (Cal. Const., art. IV, § 20, subd. (b); Fish & G. Code, §§ 2070, 2075.5(2); Cal. Reg. Notice Register 2010, No. 23–Z, p. 855.) Consistent with that determination, the Commission initiated and recently completed the related formal rulemaking under the Administrative Procedure Act (Gov. Code, § 11340 et seq.), and the designation of California tiger salamander as a threatened species under CESA will take legal effect as approved on August 19, 2010. (Cal.

Reg. Notice Register 2010, No. 31–Z, p. 1193, adding Cal. Code Regs., tit. 14, § 670.5, subd. (b)(3)(G); see also Cal. Reg. Notice Register 2010, No. 12–Z, p. 425.) Until that time, California tiger salamander will continue to be protected under CESA as a candidate species. (Fish & G. Code, 2085; Cal. Reg. Notice Register 2009, No. 8–Z, p. 284.)

The presence of California tiger salamander has been documented within the Project area and there is occupied California tiger salamander habitat within and adjacent to the Project area. Because of the proximity of the nearest documented California tiger salamander, dispersal patterns of California tiger salamander, and the presence of suitable California tiger salamander habitat within the Project area, the U.S. Fish and Wildlife Service (Service) determined that California tiger salamander is reasonably certain to occur within the Project area and that Project activities are expected to result in the incidental take of the species.

Construction of the Project will result in the temporary loss of 0.157 acre of upland California tiger salamander habitat.

Because the Project has the potential to take a species listed under the ESA, the U.S. Army Corps of Engineers (Corps) consulted with the Service as required by the ESA. On June 28, 2010, the Service issued a letter (Service file No. 81420–2009–F–0788–2, append letter) to the Corps, appending the Project to the Service's *Programmatic Biological Opinion and Conference Report on the Proposed Stream Maintenance Program for Sonoma County, California* (Service file No. 81420–2009–F–0788–1) (PBO). The Append Letter describes Project actions, requires the Applicant to comply with terms in the PBO and its incidental take statement (ITS), and incorporates additional measures. The PBO also requires the Applicant to implement and adhere to measures contained within the Applicant's *Stream Maintenance Program Manual*.

Because California tiger salamander is also currently designated and protected under CESA as a candidate species, on July 7, 2010, Keenan Foster, on behalf of the Applicant, notified the Director of the Department of Fish and Game (DFG) that the Applicant was requesting a determination pursuant to Fish and Game Code section 2080.1, that the append letter, now a part of the PBO, and its ITS are consistent with CESA for purposes of the Project.

## Determination

DFG has determined that the PBO, including the append letter and ITS, are consistent with CESA as to the Project for purposes of the California tiger salamander because the mitigation measures contained in the PBO, append letter, ITS, and *Stream Maintenance Program Manual*, meet the conditions set forth in Fish and Game



Code section 2081, subdivisions (b) and (c), for authorizing incidental take of the species. Specifically, DFG finds that take of California tiger salamander will be incidental to an otherwise lawful activity; mitigation measures identified in the PBO, append letter, and ITS, and the *Stream Maintenance Program Manual*, will minimize and fully mitigate the impacts of the authorized take; adequate funding is provided to ensure implementation of identified mitigation measures, and for monitoring compliance with, and effectiveness of, those measures; and construction of the Project will not jeopardize the continued existence of California tiger salamander.

The mitigation measures in the PBO, append letter, ITS, and the *Stream Maintenance Program Manual*, include, but are not limited to, the following:

Minimization, Mitigation, and Monitoring Measures

- Applicant is required to, and has already purchased 0.07 acre of California tiger salamander conservation credits. Of the 0.07 acre of California tiger salamander conservation credits, 0.034 acre will fully mitigate the take of California tiger salamander associated with the Project. By purchasing 0.07 acre, the Applicant will have an additional 0.036 acre of California tiger salamander conservation credits available to compensate for future Stream Maintenance Program activities.
- Based on surveys, if tiger salamanders are identified as potentially present, then access across upland channel banks and adjacent upland habitats will be on foot only. Vehicles will be restricted to existing access roads.
- Sediment and debris removal maintenance activities will be restricted to the streambed and avoid disturbance of upland habitat.
- Sediment and debris removal activities shall minimize removal of upland vegetation and soil compaction.
- If upland banks must be traversed by heavy equipment to access a streambed, the route will be located where no small burrows are present and will be delineated by temporary fencing to minimize upland habitat disturbance.
- If burrows or other suitable aestivation habitat are present where Project activities are proposed, a qualified biological monitor will be on call during Project activity in proximity to upland California tiger salamander habitat. The biological monitor will have the authority to stop work if a California tiger salamander is encountered until such a time as the animal is moved to an area away from the Project site.

- In the event that a California tiger salamander is encountered within the maintenance area, a biologist will move the salamander to a safe location with suitable underground refugia (e.g. open burrow of appropriate depth) outside the maintenance area. Actions taken to move California tiger salamanders will be consistent with applicable DFG regulations and permits.

Financial Assurance

- Applicant has provided financial assurance consistent with CESA, having already purchased 0.07 acre of California tiger salamander conservation credits from the Alton North Conservation Bank in Sonoma County, as documented by a June 16, 2010 Bill of Sale provided to DFG.

Take Avoidance Measures

- In areas where California tiger salamander has been identified as potentially occurring, a qualified biologist will conduct pre-maintenance surveys of upland habitats and identify areas with small mammal burrows. Mammal burrows will be flagged and avoided by maintenance crews.
- Maintenance activities located in proximity to upland California tiger salamander habitat will be scheduled to avoid the migration season (October 15–June 30). If work must be completed during the migration season, barrier fencing will be installed to exclude California tiger salamanders from maintenance areas.

Pursuant to Fish and Game Code section 2080.1, incidental take authorization under CESA will not be required for incidental take of California tiger salamander resulting from the Project, provided the Applicant implements the Project as described in the append letter and PBO, and complies with the mitigation measures and other conditions described in the append letter, PBO, ITS, and the *Stream Maintenance Program Manual*. If there are any substantive changes to the Project, including changes to the mitigation measures, or if the Service amends or replaces the append letter, PBO, ITS, or the *Stream Maintenance Program Manual*, the Applicant will be required to obtain a new consistency determination or a CESA incidental take permit from DFG. (See generally Fish & G. Code, §§ 2080.1, 2081.) This determination is limited to consistency of the PBO as applied specifically to the Project, and does not cover other activities that might be appended to the PBO in the future. Separate determination(s) or take authorization(s) must be obtained for future activities that may result in take of CESA-listed species.

In making this determination, DFG acknowledges that the Service PBO and ITS address Sonoma sunshine (*Blennosperma bakeri*), Burke's goldfields (*Lasthenia*



*burkei*), and Sebastopol meadowfoam (*Limnanthes vinculans*), all of which are designated as endangered under the ESA and CESA. (See Cal. Code Regs., tit. 14, § 670.2, subd. (a)(4)(B), (L), and (21)(A).) Habitat typical for these species is known to occur near or adjacent to stream reaches within the Project site. DFG acknowledges that the Applicant recently conducted appropriately timed surveys for these species in areas of potential habitat on the Project site prior to any disturbance of these areas in accordance with the append letter and PBO. These surveys demonstrate that Sonoma sunshine, Burke's goldfields, and Sebastopol meadowfoam are likely absent from the Project area.

## DECISION NOT TO PROCEED

### MEDICAL BOARD OF CALIFORNIA

#### DECISION TO DISCONTINUE RULEMAKING PROCEEDING

The Medical Board of California has discontinued rulemaking under the Notice published on September 11, 2009, OAL Notice File # Z-2009-0901-03, OAL Regulatory Action # 2010-0603-03S, related to Disciplinary Guidelines.

DATED: August 9, 2010 /s/  
Linda K. Whitney  
Executive Director

## SUMMARY OF REGULATORY ACTIONS

### REGULATIONS FILED WITH SECRETARY OF STATE

This Summary of Regulatory Actions lists regulations filed with the Secretary of State on the dates indicated. Copies of the regulations may be obtained by contacting the agency or from the Secretary of State, Archives, 1020 O Street, Sacramento, CA 95814, (916) 653-7715. Please have the agency name and the date filed (see below) when making a request.

File# 2010-0702-04  
BOARD OF FORESTRY AND FIRE PROTECTION  
Coho Incidental Take Permit Repeal, 2010

The California Board of Forestry and Fire Protection proposed to amend sections 895.1, 916.9 [936.9, 956.9], and 923.9 [943.9, 963.9] and repeal sections 916.9.1 [936.9.1], 916.9.2 [936.9.2], 916.11.1 [936.11.1], 923.9.1 [943.9.1], and 923.9.2 [943.9.2] of Title 14 of the California Code of Regulations as changes without regulatory effect not subject to the rulemaking requirements of the Administrative Procedures Act following a Superior Court order vacating sections 916.9.2, 936.9.2, 923.9.2, and 943.9.2. On August 11, 2010 the Office of Administrative Law approved amendments to sections 895.1, 916.9 [936.9, 956.9], and 923.9 [943.9, 963.9] and the repeal of sections 916.9.1 [936.9.1], 916.9.2 [936.9.2], and 923.9.2 [943.9.2] of Title 14 of the California Code of Regulations.

Title 14  
California Code of Regulations  
AMEND: 895.1, 916.9, 936.9, 956.9, 923.9, 943.9,  
963.9 REPEAL: 916.9.1, 936.9.1, 916.9.2, 936.9.2,  
923.9.2, 943.9.2  
Filed 08/11/2010  
Agency Contact:  
Christopher Zimny (916) 653-9418

File# 2010-0728-01  
CALIFORNIA STUDENT AID COMMISSION  
Implement Cal Grant Alternative Delivery System Pilot Program

This emergency rulemaking adopts 23 new sections and amends 9 sections in Title 5 to implement AB 187 that establishes a pilot program for an alternative Cal Grant delivery system under which a qualifying institution, if it elects to participate and meets specified requirements, would be authorized to voluntarily administer award grants under the Cal Grant A and B Entitlement Programs and the California Community College Transfer Cal Grant Entitlement Program. This rulemaking also prescribes requirements for the selection of qualifying institutions within the University of California, California State University, and California Community Colleges for participation in the pilot program.

Title 5  
California Code of Regulations  
ADOPT: 30010, 30011, 30012, 30013, 30014,  
30015, 30016, 30017, 30018, 30019, 30034, 30035,  
30036, 30037, 30038, 30039, 30040, 30041, 30042,  
30043, 30044, 30045, 30046 AMEND: 30000,  
30001, 30002, 30005, 30020, 30021, 30022, 30023,  
30030, 30032, 30033  
Filed 08/09/2010  
Effective 08/09/2010  
Agency Contact: Kathy Spencer (916) 464-3021

File# 2010-0701-04

**DEPARTMENT OF CORRECTIONS AND  
REHABILITATION****Dental Services**

This proposed change with no regulatory effect would replace the current mention of the “dental officer” or “chief dentist” as the identifying title of the official in charge of dental services at any correctional facility with the new term “supervising dentist” in five sections of the department’s regulations and add the new term “supervising dentist” to another section that lists departmental job classifications.

Title 15

California Code of Regulations

AMEND: 3350.2, 3352.2, 3356, 3358, 3390

Filed 08/11/2010

Agency Contact: Gail Long (916) 341-7329

File# 2010-0623-01

**DEPARTMENT OF CORRECTIONS AND  
REHABILITATION****Inmate Credit Earning**

This Certificate of Compliance makes permanent the emergency regulatory action (OAL file no. 2010-0104-02EON) that was submitted to OAL pursuant to Penal Code section 5058.3 as operationally necessary, dealing with the earning of inmate credit. The emergency regulatory action implemented new legislation ((SB3x 18, Stats. 2009, c. 28) that provided a number of credit-earning enhancements that will encourage the inmate population to complete approved rehabilitative programs. These regulations also incorporate by reference the Department’s Milestone Completion Credit Schedule that sets forth the approved rehabilitative programs and establishes the amount of credit reduction for successful completion of the program. The Time Credit Waiver (Pen. Code, sec. 2934) form is also incorporated by reference into these regulations.

Title 15

California Code of Regulations

ADOPT: 3042 AMEND: 3040, 3040.1, 3041,  
3041.2, 3043, 3043.1, 3043.3, 3043.4, 3043.5,  
3043.6, 3044, 3045, 3045.1, 3045.2, 3045.3

REPEAL: 3040.2

Filed 08/04/2010

Effective 08/04/2010

Agency Contact: Kelly Medina (916) 341-7390

File# 2010-0625-04

**DEPARTMENT OF CORRECTIONS AND  
REHABILITATION****Repeal Transfer of Inmate Assessment Responsibilities  
Pilot Program**

The Department of Corrections and Rehabilitation repeals a pilot program regarding the Transfer of Inmate Assessment Responsibilities Program which was operational February 5, 2007. This pilot program was enacted pursuant to Penal Code section 5058.1 and is contained in Title 15, section 3999.3 of the California Code of Regulations. Pursuant to the terms of Penal Code section 5058.1, the pilot program has expired by operation of law. Accordingly, the Department repeals section 3999.3 pursuant to California Code of Regulations, title 1, section 100 as it does not materially alter any requirement, right, responsibility, condition, prescription or other regulatory element.

Title 15

California Code of Regulations

REPEAL: 3999.3

Filed 08/05/2010

Agency Contact: Rosie Ruiz (916) 255-5580

File# 2010-0625-05

**DEPARTMENT OF CORRECTIONS AND  
REHABILITATION****Repeal of SB 1453 Mandatory Residential Aftercare  
Pilot Program**

The Department of Corrections and Rehabilitation repeals a pilot program regarding the SB 1453 Mandatory Residential Aftercare Program which was operational May 15, 2007. This pilot program was enacted pursuant to Penal Code section 5058.1 and is contained in Title 15, section 3999.4 of the California Code of Regulations. Pursuant to the terms of Penal Code section 5058.1, the pilot program has expired by operation of law. Accordingly, the Department repeals section 3999.4 pursuant to California Code of Regulations, title 1, section 100 as it does not materially alter any requirement, right, responsibility, condition, prescription or other regulatory element.

Title 15

California Code of Regulations

REPEAL: 3999.4

Filed 08/05/2010

Agency Contact: Rosie Ruiz (916) 255-5580

File# 2010-0625-06

**DEPARTMENT OF CORRECTIONS AND  
REHABILITATION****Repeal of Mandatory Conditions of Parole Pilot Program**

The Department of Corrections and Rehabilitation repeals a pilot program regarding the Mandatory Conditions of Parole Program which was operational June 5, 2007. This pilot program was enacted pursuant to Penal Code section 5058.1 and is contained in Title 15, section 3999.5 of the California Code of Regula-

tions. Pursuant to the terms of Penal Code section 5058.1, the pilot program has expired by operation of law. Accordingly, the Department repeals section 3999.5 pursuant to California Code of Regulations, title 1, section 100 as it does not materially alter any requirement, right, responsibility, condition, prescription or other regulatory element.

Title 15  
California Code of Regulations  
REPEAL: 3999.5  
Filed 08/05/2010  
Agency Contact: Rosie Ruiz (916) 255-5580

File# 2010-0805-01  
DEPARTMENT OF FOOD AND AGRICULTURE  
European Grapevine Moth Interior Quarantine

This emergency regulatory action expands the quarantine areas for the European Grapevine Moth (EGVM), *Lobesia botrana*, into the Santa Rosa area of Sonoma County. It is immediately necessary to implement quarantine actions in order to prevent the artificial spread of EGVM to the uninfested areas of California. This emergency action expands the existing regulated area of Sonoma County by approximately 28 square miles, for a total of approximately 1,899 square miles statewide.

Title 3  
California Code of Regulations  
AMEND: 3437  
Filed 08/11/2010  
Effective 08/11/2010  
Agency Contact:  
Susan McCarthy (916) 654-1017

File# 2010-0730-01  
DEPARTMENT OF FOOD AND AGRICULTURE  
Oriental Fruit Fly Interior Quarantine

This regulatory action establishes approximately 89 square miles surrounding the Pasadena and San Marino areas of Los Angeles County as a quarantine area for the Oriental fruit fly ("*Bactrocera dorsalis*"). The effect of the quarantine provides authority for the State to regulate movement of hosts of Oriental fruit fly from, into and within this area to prevent the artificial spread of the fly to noninfested areas to protect the public and California's agricultural industry. The total area in California under quarantine is now approximately 168 square miles.

Title 3  
California Code of Regulations  
AMEND: 3423(b)  
Filed 08/05/2010  
Effective 08/05/2010  
Agency Contact:  
Stephen S. Brown (916) 654-1017

File# 2010-0701-06  
DEPARTMENT OF INSURANCE  
Commissioner's Report on Underserved Communities  
This regulatory action amends title 10, section 2646.6 to revise the deadline for reporting data for the Commissioner's Report on Underserved Communities to be April 1 of every odd-numbered year, and to make related changes.

Title 10  
California Code of Regulations  
AMEND: 2646.6  
Filed 08/05/2010  
Effective 09/04/2010  
Agency Contact: Natasha R. Ray (916) 492-3559

File# 2010-0712-03  
DEPARTMENT OF MENTAL HEALTH  
State Hospital Operations

This rulemaking adopts in title 9 a new chapter 16 titled, "State Hospital Operations." These regulations establish 4 new articles dealing with general provisions, treatment, safety and security as well as support services. This rulemaking adopts regulations covering many different aspects of state hospital operations including: the administration of involuntary antipsychotic medication to patients; visits with patients; transportation of patients; complaints against peace officers; counting of patients; the definition of mail; and limitations on mail and packages.

Title 9  
California Code of Regulations  
ADOPT: 4100, 4105, 4210, 4300, 4310, 4315, 4320, 4325, 4330, 4415, 4420  
Filed 08/09/2010  
Effective 08/09/2010  
Agency Contact:  
Stephanie L. Fields (916) 651-1446

File# 2010-0628-01  
DIVISION OF WORKERS COMPENSATION  
MPN, Employee Information, BC Claim Form and NOPE Regulations

This regulatory action amends regulations and accompanying forms concerning the use of Medical Provider Networks (MPNs), the written notice to new employees, the posting of notice to employees the notice to

employees poster, and the workers' compensation claim form and notice of potential eligibility.

**CCR CHANGES FILED  
WITH THE SECRETARY OF STATE  
WITHIN March 10, 2010 TO  
August 11, 2010**

All regulatory actions filed by OAL during this period are listed below by California Code of Regulations titles, then by date filed with the Secretary of State, with the Manual of Policies and Procedures changes adopted by the Department of Social Services listed last. For further information on a particular file, contact the person listed in the Summary of Regulatory Actions section of the Notice Register published on the first Friday more than nine days after the date filed.

**Title 2**

07/08/10 AMEND: 18313.5(c)  
07/06/10 AMEND: 51000  
07/01/10 AMEND: 1859.90.1  
06/24/10 ADOPT: 1859.90.1 AMEND: 1859.90.1  
renumbered as 1859.90.2, 1859.129,  
1859.197  
06/24/10 AMEND: 47000, 47001, 47002  
06/23/10 AMEND: 1859.184  
06/17/10 AMEND: 18703.3  
06/17/10 ADOPT: 18313.5  
06/09/10 AMEND: Div. 8, Ch. 64, Sec. 55300  
05/25/10 AMEND: div. 8, ch. 65, sec. 55400  
05/11/10 AMEND: 18945  
05/06/10 AMEND: 1859.2  
05/03/10 AMEND: 60040, 60045  
04/21/10 AMEND: 1859.96, 1859.148.2,  
1859.166.2  
04/08/10 AMEND: 1859.76  
03/23/10 AMEND: 18351  
03/19/10 ADOPT: 59670  
03/19/10 AMEND: 18942 REPEAL: 18630  
03/11/10 AMEND: 18932.4

**Title 3**

08/11/10 AMEND: 3437  
08/05/10 AMEND: 3423(b)  
07/26/10 AMEND: 3435(c)  
07/20/10 AMEND: 3437  
07/16/10 AMEND: 3434(b) and (c)  
07/13/10 AMEND: 3591.20(a)  
07/07/10 ADOPT: 3591.24  
07/01/10 AMEND: 3437  
06/30/10 AMEND: 3423(b)  
06/18/10 AMEND: 6448, 6448.1, 6449, 6449.1,  
6450, 6450.1, 6450.2, 6451, 6451.1  
06/10/10 ADOPT: 429, 430 AMEND: 441

06/10/10 ADOPT: 3024.5, 3024.6, 3024.7, and  
3024.8 AMEND: 3024, 3024.1, 3024.2,  
3024.3, 3024.4, and 4603  
06/09/10 AMEND: 3434(b), (c), (d), and (e)  
06/07/10 AMEND: 4500  
06/02/10 AMEND: 3435  
06/01/10 AMEND: 3437(b)  
05/24/10 AMEND: 3434(b)  
05/17/10 AMEND: 3591.5(a)  
05/17/10 ADOPT: 3701, 3701.1, 3701.2, 3701.3,  
3701.4, 3701.5, 3701.6, 3701.7, 3701.8  
AMEND: 3407(e), 3407(f)  
REPEAL: 3000, 3001, 3002, 3003, 3004  
05/13/10 AMEND: 3437  
05/04/10 AMEND: 3423(b)  
05/04/10 AMEND: 3437(b)  
05/04/10 AMEND: 3434(b)  
05/03/10 AMEND: 3434(b), 3434(c) and 3434(d)  
04/22/10 AMEND: 3434(b)  
04/22/10 AMEND: 3406(b), 3406(c)  
04/20/10 AMEND: 3437(b)  
04/15/10 AMEND: 3434(b)  
04/05/10 AMEND: 3434(b)  
03/24/10 ADOPT: 3436  
03/24/10 AMEND: 3588  
03/17/10 AMEND: 3423(b)  
03/15/10 AMEND: 3434(b)  
03/10/10 AMEND: 3591.20(a)  
03/10/10 AMEND: 3434(b)

**Title 4**

07/29/10 ADOPT: 5170, 5180, 5181, 5182, 5183,  
5190, 5191, 5192, 5193, 5194, 5200,  
5210, 5211, 5212, 5220, 5230, 5231,  
5232, 5240, 5250, 5260, 5265, 5266,  
5267, 5268, 5269, 5270, 5275, 5280,  
5281, 5282, 5283, 5290, 5291, 5300,  
5310, 5311, 5312, 5313, 5314, 5315,  
5320, 5321, 5330, 5340, 5350, 5360,  
5370, 5371, 5372, 5380, 5381, 5382,  
5383, 5384, 5400, 5410, 5411, 5420,  
5421, 5422, 5423, 5430, 5431, 5432,  
5433, 5434, 5435, 5440, 5450, 5460,  
5461, 5470, 5560, 5570, 5571, 5572,  
5573, 5580, 5590  
07/22/10 AMEND: 10300, 10302, 10305, 10310,  
10315, 10317, 10320, 10322, 10323,  
10325, 10326, 10327, 10328, 10330,  
10335, 10337  
07/13/10 AMEND: 8034, 8035, 8042, 8043  
07/12/10 ADOPT: 5000, 5010, 5020, 5021, 5030,  
5031, 5032, 5033, 5034, 5035, 5036,  
5037, 5038, 5039, 5050, 5051, 5052,  
5053, 5054, 5055, 5056, 5060, 5061,



|                |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |          |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
|----------------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|----------|----------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|                | 5062, 5063, 5064, 5080, 5081, 5082, 5100, 5101, 5102, 5103, 5104, 5105, 5106, 5107, 5120, 5130, 5131, 5132, 5140, 5141, 5142, 5143, 5150, 5151, 5152, 5153, 5154, 5155, 5480, 5490, 5491, 5492, 5493, 5494, 5500, 5510, 5520, 5530, 5531, 5532, 5533, 5534, 5540, and 5550                                                                                                                                                                                                                                                                                                       |          | 74004, 74006, 74120, 74130, 74140, 74150, 74160, 74170, 74190, 74200, 76000, 76120, 76130, 76200, 76210, 76215 REPEAL: 70030, 71000, 71005, 71010, 71020, 71330, 71360, 71410, 71415, 71420, 71490, 71495, 71505, 71510, 71515, 71520, 71555, 71560, 71565, 71605, 71610, 71615, 71650, 71655, 71725, 71775, 71800, 71805, 71830, 71855, 71860, 71870, 71875, 71880, 71885, 71890, 71900, 71905, 71910, 72000, 72005, 72010, 72020, 72101, 72105, 72110, 72120, 72130, 72140, 72150, 72160, 72170, 72180, 72190, 72200, 72210, 72220, 72230, 72240, 72250, 72260, 72270, 72280, 72290, 72300, 72310, 72330, 72340, 72360, 72380, 72400, 72405, 72410, 72415, 72420, 72450, 72455, 72460, 72465, 72470, 72500, 72505, 72515, 72520, 72550, 72555, 72560, 72565, 72570, 72600, 72605, 72610, 72615, 72650, 72655, 72700, 72701, 72705, 72710, 72715, 72720, 72725, 72730, 72735, 72740, 72745, 72770, 72775, 72800, 72805, 72810, 72830, 72850, 72855, 72860, 72865, 72870, 72875, 72880, 72885, 72890, 72900, 72905, 72910, 72915, 72920, 72930, 73000, 73010, 73100, 73110, 73120, 73130, 73140, 73150, 73160, 73165, 73170, 73180, 73190, 73200, 73210, 73220, 73230, 73240, 73260, 73270, 73280, 73290, 73300, 73310, 73320, 73330, 73340, 73350, 73360, 73380, 73390, 73400, 73410, 73420, 73430, 73440, 73470, 73480, 73500, 73520, 73530, 73540, 73550, 73600, 73610, 73620, 73630, 73640, 73650, 73660, 73670, 73680, 73690, 73700, 73710, 73720, 73730, 73740, 73750, 73760, 73765, 73770, 73780, 73790, 73800, 73820, 73830, 73831, 73832, 73850, 73860, 73870, 73880, 73890, 73900, 73910, 74008, 74010, 74014, 74016, 74018, 74020, 74030, 74040, 74050, 74100, 74180, 74300, 74310, 74320, 75000, 75020, 75030, 75040, 75100, 75110, 75120, 75130, 76010, 76240 |
| 06/21/10       | AMEND: 8070, 8072, 8073, 8074                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |          |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| 06/09/10       | AMEND: 1689.1                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |          |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| 06/01/10       | AMEND: 10020                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |          |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| 05/17/10       | ADOPT: 12590 REPEAL: 12590                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |          |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| 04/29/10       | AMEND: 8034, 8035, 8042, 8043                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |          |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| 04/13/10       | ADOPT: 12350, 12351, 12352, 12353, 12354, 12355 AMEND: 12008, 12335, 12340, 12342, 12343 renumbered as and merged with amended 12342, 12344 renumbered as and merged with amended 12345, and 12348 renumbered as 12346 REPEAL: 12347                                                                                                                                                                                                                                                                                                                                             |          |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| 04/06/10       | ADOPT: 12372, 12395, 12396 AMEND: 12370                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |          |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| 03/29/10       | AMEND: 1685                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |          |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| 03/29/10       | AMEND: 1632                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |          |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| 03/25/10       | AMEND: 10175, 10176, 10177, 10178, 10179, 10180, 10181, 10182, 10185, 10187, 10188, 10190                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |          |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| 03/15/10       | ADOPT: 12482                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |          |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| <b>Title 5</b> |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  |          |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| 08/09/10       | ADOPT: 30010, 30011, 30012, 30013, 30014, 30015, 30016, 30017, 30018, 30019, 30034, 30035, 30036, 30037, 30038, 30039, 30040, 30041, 30042, 30043, 30044, 30045, 30046 AMEND: 30000, 30001, 30002, 30005, 30020, 30021, 30022, 30023, 30030, 30032, 30033                                                                                                                                                                                                                                                                                                                        |          |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| 08/02/10       | ADOPT: 4700, 4701, 4702                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |          |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| 07/30/10       | ADOPT: 70030, 70040, 71135, 71320, 71390, 71395, 71400.5, 71401, 71475, 71480, 71485, 71640, 71650, 71655, 71716, 71750, 71760, 74110, 74115, 76020, 76140, 76212, 76240 AMEND: 70000, 70010, 70020, 71100, 71110, 71120, 71130, 71140, 71150, 71160, 71170, 71180, 71190, 71200, 71210, 71220, 71230, 71240, 71250, 71260, 71270, 71280, 71290, 71300, 71310, 71340, 71380, 71400, 71405, 71450, 71455, 71460, 71465, 71470, 71500, 71550, 71600, 71630, 71700, 71705, 71710, 71715, 71720, 71730, 71735, 71740, 71745, 71770, 71810, 71850, 71865, 71920, 71930, 74000, 74002, | 07/23/10 | AMEND: 19816, 19816.1                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                      |
|                |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | 06/09/10 | AMEND: 19824, 19851, 19854                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
|                |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                  | 05/27/10 | ADOPT: 80048.8, 80048.8.1, 80048.9, 80048.9.1, 80048.9.2, 80048.9.3                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |

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|-----------------|--------------------------------------------------------------------------------------------------------------------------------------------------------|-------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------------|
|                 | AMEND: 800.46.5, 80047, 80047.1, 80047.2, 80047.3, 80047.4, 80047.5, 80047.6, 80047.7, 80047.8, 80047.9, 80048.3, 80048.4, 80048.6 REPEAL: 80048.2     | 2548.18, 2548.19, 2548.20, 2548.21, 2548.22, 2548.23, 2548.24, 2548.25, 2548.26, 2548.27, 2548.28, 2548.29, 2548.30, 2548.31 REPEAL: 2548.1, 2548.2, 2548.3, 2548.4, 2548.5, 2548.6, 2548.7, 2548.8                                                                                                                                                                                                                                                                                             |
| 05/20/10        | ADOPT: 30730, 30731, 30732, 30733, 30734, 30735, 30736                                                                                                 | 07/21/10 ADOPT: 3575, 3576, 3577 AMEND: 3500, 3522, 3523, 3524, 3526, 3527, 3528, 3529, 3530, 3582, 3681, 3702, 3703, 3721, 3724, 3726, 3728, 3731, 3741                                                                                                                                                                                                                                                                                                                                        |
| 04/15/10        | AMEND: 19816, 19816.1                                                                                                                                  | 07/19/10 ADOPT: 2274.70, 2274.71, 2274.72, 2274.73, 2274.74, 2274.75, 2274.76, 2274.77, 2274.78                                                                                                                                                                                                                                                                                                                                                                                                 |
| 04/12/10        | REPEAL: 40503                                                                                                                                          | 07/12/10 AMEND: 2698.600, 2698.602                                                                                                                                                                                                                                                                                                                                                                                                                                                              |
| 04/12/10        | AMEND: 42002                                                                                                                                           | 07/01/10 AMEND: 2699.200, 2699.201                                                                                                                                                                                                                                                                                                                                                                                                                                                              |
| <b>Title 7</b>  |                                                                                                                                                        | 06/29/10 ADOPT: 2756, 2758.1, 2758.2, 2758.3, 2758.4, 2758.5, 2758.6, 2758.7, 2945.1, 2945.2, 2945.3, 2945.4 AMEND: 2750, 2911                                                                                                                                                                                                                                                                                                                                                                  |
| 06/21/10        | AMEND: 202 REPEAL: 212                                                                                                                                 | 06/24/10 AMEND: 2699.6500, 2699.6700, 2699.6707, 2699.6721                                                                                                                                                                                                                                                                                                                                                                                                                                      |
| <b>Title 8</b>  |                                                                                                                                                        | 06/09/10 AMEND: 2699.6600, 2699.6607, 2699.6619, 2699.6621, 2699.6705, 2699.6715, 2699.6725                                                                                                                                                                                                                                                                                                                                                                                                     |
| 08/09/10        | AMEND: 9767.3, 9767.6, 9767.8, 9767.12, 9767.16, 9880, 9881, 9881.1, 10139                                                                             | 06/01/10 AMEND: 2498.6                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| 08/03/10        | AMEND: 3563, 3651                                                                                                                                      | 05/26/10 AMEND: 2699.6809                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| 07/22/10        | AMEND: 5278                                                                                                                                            | 05/19/10 ADOPT: 5500, 5501, 5502, 5503, 5504, 5505, 5506, 5507                                                                                                                                                                                                                                                                                                                                                                                                                                  |
| 07/13/10        | AMEND: 9789.70                                                                                                                                         | 05/04/10 AMEND: 2699.6625                                                                                                                                                                                                                                                                                                                                                                                                                                                                       |
| 07/01/10        | AMEND: 4650, 4797, 4823                                                                                                                                | 04/28/10 AMEND: 2318.6                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| 06/30/10        | AMEND: 10232.1, 10232.2, 10250.1                                                                                                                       | 04/28/10 AMEND: 2318.6, 2353.1, 2354                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| 06/30/10        | ADOPT: 17300                                                                                                                                           | 04/28/10 AMEND: 2353.1                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |
| 06/29/10        | ADOPT: 16450, 16451, 16452, 16453, 16454, 16455, 16460, 16461, 16462, 16463, 16464 AMEND: 16421, 16423, 16427, 16428, 16431, 16433, 16500              | 04/21/10 AMEND: 2699.202                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| 06/21/10        | AMEND: 344.30                                                                                                                                          | 04/21/10 AMEND: 2699.202                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |
| 06/02/10        | AMEND: 1590                                                                                                                                            | 04/13/10 ADOPT: 2031.1, 2031.2, 2031.3, 2031.4, 2031.5, 2031.6, 2031.7, 2031.8, 2031.9, 2031.10                                                                                                                                                                                                                                                                                                                                                                                                 |
| 05/25/10        | AMEND: 1599                                                                                                                                            | 04/12/10 AMEND: 2690                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |
| 05/05/10        | AMEND: 3308                                                                                                                                            | 04/06/10 ADOPT: 2850.1, 2850.2, 2850.3, 2850.4, 2850.5, 2850.6, 2850.7, 2850.8, 2850.9, 2850.10                                                                                                                                                                                                                                                                                                                                                                                                 |
| 04/06/10        | AMEND: 2305.2, 2340.16, 2360.3, 2405.4, 2534.8                                                                                                         | 04/01/10 ADOPT: 1409.1, 1414, 1422.4, 1422.4.1, 1422.5, 1422.6, 1422.6.1, 1422.6.2, 1422.6.3, 1422.7, 1422.7.1, 1422.9, 1422.10, 1422.11, 1422.12, 1424, 1437, 1950.122.2.1, 1950.122.4, 1950.122.4.1, 1950.122, 1950.122.5, 1950.122.5.1, 1950.122.5.2, 1950.122.5.3, 1950.122.5.4, 1950.122.6, 1950.122.7, 1950.122.8, 1950.122.9, 1950.122.10, 1950.122.11, 1950.122.12, 1950.205.1, 1950.209, 1950.307 AMEND: 1404, 1409, 1411, 1430.5, 1431, 1433, 1436, 1454, 1550, 1552, 1557, 1950.003, |
| 03/24/10        | AMEND: 4301                                                                                                                                            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| 03/10/10        | AMEND: 6070, 6074, 6075, 6080, 6085, 6087, 6089, 6090, 6100, 6115, 6120, Article 154, Appendix A, Appendix B                                           |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| <b>Title 9</b>  |                                                                                                                                                        |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| 08/09/10        | ADOPT: 4100, 4105, 4210, 4300, 4310, 4315, 4320, 4325, 4330, 4415, 4420                                                                                |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| 07/07/10        | ADOPT: 1850.350(a), 1850.350(b), 1850.350(c) AMEND: 1810.203.5(d)                                                                                      |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| 07/07/10        | ADOPT: 1850.350(a), 1850.350(b), 1850.350(c) AMEND: 1810.203.5(d)                                                                                      |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| 05/07/10        | REPEAL: 3520                                                                                                                                           |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| 04/28/10        | ADOPT: 4350                                                                                                                                            |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| 04/20/10        | ADOPT: 10700, 10701 AMEND: 10518, 10529 REPEAL: 10532, 10533                                                                                           |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| <b>Title 10</b> |                                                                                                                                                        |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| 08/05/10        | AMEND: 2646.6                                                                                                                                          |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| 07/30/10        | AMEND: 2699.6700                                                                                                                                       |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |
| 07/29/10        | ADOPT: 2548.1, 2548.2, 2548.3, 2548.4, 2548.5, 2548.6, 2548.7, 2548.8, 2548.9, 2548.10, 2548.11, 2548.12, 2548.13, 2548.14, 2548.15, 2548.16, 2548.17, |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                 |

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|                 | 1950.122.2, 1950.123, 1950.204.3,<br>1950.204.4, 1950.301, 1950.314.8,<br>1950.316, 1950.317 REPEAL: 1950.122                                        | 18456.3, 18456.4, 18457, 18459,<br>18459.1, 18459.1.2, 18459.2.1, 18459.3,<br>18460.1, 18460.1.1, 18460.2, 18461,<br>18462, 18463, 18464, 18466, 18831<br>REPEAL: 18456.2.1, 18460.2.1                                                                                 |
| 03/29/10        | AMEND: 2202, 2203                                                                                                                                    |                                                                                                                                                                                                                                                                        |
| 03/18/10        | ADOPT: 5500, 5501, 5502, 5503, 5504,<br>5505, 5506, 5507                                                                                             | 03/10/10 AMEND: 670.5                                                                                                                                                                                                                                                  |
| <b>Title 11</b> |                                                                                                                                                      | <b>Title 15</b>                                                                                                                                                                                                                                                        |
| 06/09/10        | AMEND: 1005, 1018                                                                                                                                    | 08/11/10 AMEND: 3350.2, 3352.2, 3356, 3358,<br>3390                                                                                                                                                                                                                    |
| 06/09/10        | AMEND: 1005, 1007, 1008                                                                                                                              | 08/05/10 REPEAL: 3999.3                                                                                                                                                                                                                                                |
| 05/19/10        | AMEND: 20                                                                                                                                            | 08/05/10 REPEAL: 3999.4                                                                                                                                                                                                                                                |
| 04/21/10        | AMEND: 1084                                                                                                                                          | 08/05/10 REPEAL: 3999.5                                                                                                                                                                                                                                                |
| 03/30/10        | AMEND: 1084                                                                                                                                          | 08/04/10 ADOPT: 3042 AMEND: 3040, 3040.1,<br>3041, 3041.2, 3043, 3043.1, 3043.3,<br>3043.4, 3043.5, 3043.6, 3044, 3045,<br>3045.1, 3045.2, 3045.3 REPEAL: 3040.2                                                                                                       |
| <b>Title 13</b> |                                                                                                                                                      | 07/30/10 ADOPT: 3349.1.1, 3349.1.2, 3349.1.3,<br>3349.1.4, 3349.2.1, 3349.2.2, 3349.2.3,<br>3349.2.4, 3349.3, 3349.3.1, 3349.3.2,<br>3349.3.3, 3349.3.4, 3349.3.5, 3349.3.6,<br>3349.3.7, 3349.4.1, 3349.4.2, 3349.4.3,<br>3349.4.4, 3349.4.5, 3349.4.6 AMEND:<br>3349 |
| 07/29/10        | REPEAL: 171.04                                                                                                                                       | 07/27/10 REPEAL: 3999.2                                                                                                                                                                                                                                                |
| 07/23/10        | ADOPT: 126.00, 126.02, 126.04, 127.00,<br>127.02, 127.04, 127.06, 127.08, 127.10<br>AMEND: 125.00, 125.02, 125.12,<br>125.16, 125.18, 125.20, 125.22 | 07/22/10 ADOPT: 3768, 3768.1, 3768.2, 3768.3<br>REPEAL: 3999.6                                                                                                                                                                                                         |
| 07/16/10        | AMEND: 2449, 2449.1, 2449.2                                                                                                                          | 07/13/10 ADOPT: 3505 AMEND: 3000, 3075.2,<br>3075.3, 3502, 3504                                                                                                                                                                                                        |
| 07/08/10        | AMEND: 1141(b)                                                                                                                                       | 07/02/10 ADOPT: 8000, 8001, 8002                                                                                                                                                                                                                                       |
| 06/14/10        | AMEND: 440.04                                                                                                                                        | 05/25/10 AMEND: 3170.1(g), 3173.2(d)                                                                                                                                                                                                                                   |
| 06/14/10        | AMEND: 345.24, 345.40, 345.41,<br>345.46, 345.50 REPEAL: 345.42                                                                                      | 05/25/10 AMEND: 3090, 3091, 3093, 3095                                                                                                                                                                                                                                 |
| 06/07/10        | AMEND: 152.00, 190.03                                                                                                                                | 04/26/10 ADOPT: 3720, 3721, 3721.1, 3722, 3723                                                                                                                                                                                                                         |
| 05/18/10        | ADOPT: 1971.5 AMEND: 1968.2,<br>1971.1                                                                                                               | <b>Title 16</b>                                                                                                                                                                                                                                                        |
| 04/27/10        | AMEND: 1160.3, 1160.4                                                                                                                                | 07/30/10 ADOPT: 3394.7 AMEND: 3394.1,<br>3394.4, 3394.5, 3394.6                                                                                                                                                                                                        |
| 04/13/10        | AMEND: 1201, 1212, 1213                                                                                                                              | 07/21/10 REPEAL: 1569                                                                                                                                                                                                                                                  |
| 04/05/10        | ADOPT: 2408.1 AMEND: 2401, 2403,<br>2404, 2405, 2406, 2408, 2409                                                                                     | 07/21/10 ADOPT: 2262.1 AMEND: 2262, 2276                                                                                                                                                                                                                               |
| 04/01/10        | AMEND: 1961, 1961.1                                                                                                                                  | 07/09/10 AMEND: 3000, 3003, 3005, 3065<br>REPEAL: 3006                                                                                                                                                                                                                 |
| 04/01/10        | AMEND: 1961, 1961.1                                                                                                                                  | 07/09/10 AMEND: 411                                                                                                                                                                                                                                                    |
| 03/25/10        | AMEND: 2480                                                                                                                                          | 07/09/10 AMEND: 3340.42                                                                                                                                                                                                                                                |
| <b>Title 14</b> |                                                                                                                                                      | 07/07/10 AMEND: 3028, 3061                                                                                                                                                                                                                                             |
| 08/11/10        | AMEND: 895.1, 916.9, 936.9, 956.9,<br>923.9, 943.9, 963.9 REPEAL: 916.9.1,<br>936.9.1, 916.9.2, 936.9.2, 923.9.2,<br>943.9.2                         | 06/30/10 AMEND: 1355.4                                                                                                                                                                                                                                                 |
| 07/20/10        | AMEND: 670.5                                                                                                                                         | 06/21/10 ADOPT: 1525, 1525.1, 1525.2                                                                                                                                                                                                                                   |
| 07/19/10        | AMEND: 632                                                                                                                                           | 06/18/10 ADOPT: 39, 40, 41, 42, 43, 44, 45, 46, 48,<br>48.1, 48.2, 48.3, 48.5, 48.6                                                                                                                                                                                    |
| 07/12/10        | AMEND: 7.50                                                                                                                                          | 06/07/10 ADOPT: 1702                                                                                                                                                                                                                                                   |
| 06/24/10        | AMEND: 360, 361, 362, 363, 364, 555,<br>708, 713                                                                                                     | 06/03/10 AMEND: 4180                                                                                                                                                                                                                                                   |
| 06/23/10        | AMEND: 919.9, 939.9                                                                                                                                  | 05/27/10 AMEND: 314                                                                                                                                                                                                                                                    |
| 05/26/10        | AMEND: 7.50                                                                                                                                          | 05/20/10 AMEND: 1996.3, 1997                                                                                                                                                                                                                                           |
| 05/03/10        | AMEND: 820.01                                                                                                                                        | 05/19/10 AMEND: 3340.1                                                                                                                                                                                                                                                 |
| 04/30/10        | AMEND: 27.80                                                                                                                                         | 05/13/10 ADOPT: 1399.615, 1399.616, 1399.617,<br>1399.618, 1399.619 AMEND: 1399.571                                                                                                                                                                                    |
| 04/27/10        | AMEND: 632                                                                                                                                           | 05/04/10 ADOPT: 4175                                                                                                                                                                                                                                                   |
| 04/20/10        | AMEND: 895.1, 914.6, 934.6, 954.6,<br>1024, 1025, 1026, 1030, 1052, 1052.1,<br>1052.4, 1092, 1092.01, 1092.09, 1092.29                               |                                                                                                                                                                                                                                                                        |
| 03/29/10        | ADOPT: 18452.1 AMEND: 18449,<br>18450, 18451, 18453, 18453.2, 18454,<br>18455, 18456, 18456.1, 18456.2,                                              |                                                                                                                                                                                                                                                                        |

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| 04/27/10            | AMEND: 1399.152, 1399.153.3, 1399.160.3, 1399.160.4                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     | 2980, 2990, Title 26: 19–2510, 19–2520, 19–2530, 19–2540, 19–2703, 19–2705, 19–2724, 19–2731 |
| 04/12/10            | ADOPT: 3340.36.1                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                        |                                                                                              |
| 03/29/10            | ADOPT: 1355.4                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |                                                                                              |
| 03/16/10            | ADOPT: 311.1                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |                                                                                              |
| <b>Title 17</b>     |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |                                                                                              |
| 06/29/10            | AMEND: 100070, 100090                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |                                                                                              |
| 06/17/10            | ADOPT: 95460, 95461, 95462, 95463, 95464, 95465, 95466, 95467, 95468, 95469, 95470, 95471, 95472, 95473, 95474, 95475, 95476, Appendix 1                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                |                                                                                              |
| 06/17/10            | ADOPT: 95200, 95201, 95202, 95203, 95204, 95205, 95206, 95207 AMEND: 95104                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                              |                                                                                              |
| 04/15/10            | AMEND: 95480.1, 95481, 95486                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |                                                                                              |
| 04/07/10            | AMEND: 1031.2, 1031.3                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |                                                                                              |
| <b>Title 18</b>     |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |                                                                                              |
| 07/19/10            | ADOPT: 1698.5                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |                                                                                              |
| 06/17/10            | AMEND: 25136                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                            |                                                                                              |
| 05/18/10            | ADOPT: 1004, 1032, 1124.1, 1249, 1336, 1422.1, 2251, 2303.1, 2433, 2571, 3022, 3302.1, 3502.1, 4106, 4903                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |                                                                                              |
| 05/13/10            | AMEND: 1584                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |                                                                                              |
| 05/13/10            | AMEND: 1602.5, 1700                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                     |                                                                                              |
| 05/11/10            | REPEAL: 1525.7                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                          |                                                                                              |
| 04/14/10            | AMEND: 192, 193, 371                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                    |                                                                                              |
| 03/30/10            | ADOPT: 3500 AMEND: 2300, 2401, 3502, 4041, 4500, 4508, 4701, 4702, 4703, 4901                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |                                                                                              |
| 03/19/10            | ADOPT: 25101.3 AMEND: 25137–7                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |                                                                                              |
| 03/17/10            | AMEND: 1699                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |                                                                                              |
| 03/16/10            | AMEND: 312(a)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |                                                                                              |
| 03/16/10            | AMEND: 1597                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                             |                                                                                              |
| <b>Title 19</b>     |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |                                                                                              |
| 07/13/10            | AMEND: 2729.7 and Appendix B of Article 4                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |                                                                                              |
| 06/17/10            | ADOPT: 1054, 1055, 1056, 1057, 1058, 1059, 1060, 1061, 1062, 1063, 1064, 1065, 1066, 1067                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               |                                                                                              |
| <b>Title 19, 26</b> |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |                                                                                              |
| 05/12/10            | AMEND: Title 19: 2402, 2407, 2411, 2413, 2415, 2425, 2443, 2444, 2450, 2501, 2510, 2520, 2530, 2540, 2570.2, 2571, 2573.1, 2573.2, 2573.3, 2575.1, 2575.2, 2576, 2576.1, 2577.2, 2577.3, 2577.5, 2577.6, 2577.7, 2577.8, 2578.1, 2578.2, 2578.3, 2703, 2705, 2724, 2729.2, 2731, 2735.1, 2735.3, 2735.4, 2735.5, 2745.1, 2745.10, 2750.2, 2750.3, 2765.2, 2775.6, 2780.1, 2780.2, 2780.3, 2780.4, 2780.6, 2780.7, 2800, 2810, 2815, 2820, 2825, 2830, 2835, 2850, 2855, 2900, 2910, 2915, 2925, 2930, 2940, 2945, 2955, 2965, 2966, 2970,                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                               | 2980, 2990, Title 26: 19–2510, 19–2520, 19–2530, 19–2540, 19–2703, 19–2705, 19–2724, 19–2731 |
| <b>Title 20</b>     |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |                                                                                              |
| 07/08/10            | AMEND: 2401, 2402, Appendix, Subdivisions (a) and (b)                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |                                                                                              |
| <b>Title 21</b>     |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |                                                                                              |
| 06/02/10            | AMEND: 1411.1, 1411.7                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                   |                                                                                              |
| <b>Title 22</b>     |                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                         |                                                                                              |
| 08/02/10            | ADOPT: 119900                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                                           |                                                                                              |
| 07/26/10            | REPEAL: 97300.1, 97300.3, 97300.5, 97300.7, 97300.9, 97300.11, 97300.13, 97300.15, 97300.17, 97300.19, 97300.21, 97300.23, 97300.25, 97300.27, 97300.29, 97300.31, 97300.33, 97300.35, 97300.37, 97300.39, 97300.41, 97300.43, 97300.45, 97300.47, 97300.49, 97300.51, 97300.53, 97300.55, 97300.57, 97300.59, 97300.61, 97300.63, 97300.65, 97300.67, 97300.69, 97300.71, 97300.73, 97300.75, 97300.77, 97300.79, 97300.81, 97300.83, 97300.85, 97300.87, 97300.89, 97300.91, 97300.93, 97300.95, 97300.97, 97300.99, 97300.103, 97300.105, 97300.107, 97300.109, 97300.111, 97300.113, 97300.115, 97300.117, 97300.119, 97300.121, 97300.123, 97300.125, 97300.127, 97300.129, 97300.131, 97300.133, 97300.135, 97300.137, 97300.139, 97300.141, 97300.143, 97300.145, 97300.147, 97300.149, 97300.151, 97300.153, 97300.155, 97300.157, 97300.159, 97300.161, 97300.163, 97300.165, 97300.167, 97300.169, 97300.171, 97300.173, 97300.175, 97300.177, 97300.179, 97300.181, 97300.183, 97300.185, 97300.187, 97300.189, 97300.191, 97300.193, 97300.195, 97300.197, 97300.199, 97300.203, 97300.205, 97300.207, 97300.209, 97300.211, 97300.213, 97300.215, 97300.217, 97300.219, 97300.221, 97300.223, 97300.225, 97300.227, 97300.229, 97300.231, 97320.1, 97320.3, 97320.5, 97320.7, 97320.9, 97320.11, 97320.13, 97320.15, 97320.17, 97320.19, 97320.21, 97320.23, 97320.25, 97320.27, 97320.29, 97320.31, 97321.1, 97321.3, 97321.5, 97321.7, 97321.11, 97321.13, 97321.15, 97321.17, 97321.19, |                                                                                              |



|            |            |            |           |           |           |           |
|------------|------------|------------|-----------|-----------|-----------|-----------|
| 97321.21,  | 97321.23,  | 97321.25,  | 97361.3,  | 97361.5,  | 97362.1,  | 97363.1,  |
| 97321.27,  | 97321.29,  | 97321.31,  | 97363.3,  | 97363.5,  | 97363.7,  | 97363.9,  |
| 97321.33,  | 97321.35,  | 97321.37,  | 97363.11, | 97364.1,  | 97364.3,  | 97364.5,  |
| 97321.39,  | 97321.41,  | 97321.43,  | 97364.7,  | 97364.9,  | 97365.1,  | 97365.3,  |
| 97321.45,  | 97321.47,  | 97321.49,  | 97370.1,  | 97370.3,  | 97370.5,  | 97370.7,  |
| 97321.51,  | 97321.53,  | 97321.55,  | 97372.1,  | 97372.3,  | 97372.5,  | 97372.7,  |
| 97321.57,  | 97321.59,  | 97321.61,  | 97372.9,  | 97373.1,  | 97373.3,  | 97373.5,  |
| 97321.63,  | 97321.65,  | 97321.67,  | 97373.7,  | 97374.1,  | 97381.1,  | 97381.3,  |
| 97321.69,  | 97321.71,  | 97321.73,  | 97381.5,  | 97381.7,  | 97381.9,  | 97381.11, |
| 97321.75,  | 97321.77,  | 97321.79,  | 97382.1,  | 97383.1,  | 97383.3,  | 97383.5,  |
| 97321.81,  | 97321.83,  | 97321.85,  | 97383.7,  | 97383.9,  | 97383.11, | 97383.13, |
| 97321.87,  | 97321.89,  | 97321.91,  | 97383.15, | 97383.17, | 97383.19, | 97384.1,  |
| 97321.93,  | 97321.95,  | 97321.97,  | 97384.3,  | 97384.5,  | 97384.7,  | 97385.1,  |
| 97321.98,  | 97321.99,  | 97321.101, | 97385.3,  | 97385.5,  | 97390.1,  | 97390.3,  |
| 97321.103, | 97321.105, | 97231.107, | 97391.1,  | 97392.1,  | 97392.3,  | 97392.5,  |
| 97321.109, | 97321.111, | 97321.113, | 97392.7,  | 97392.9,  | 97392.11, | 97392.13, |
| 97321.115, | 97321.117, | 97321.119, | 97394.1,  | 97395.1,  | 97395.3,  | 97401.1,  |
| 97321.121, | 97321.123, | 97321.125, | 97401.3,  | 97401.5,  | 97402.1,  | 97403.1,  |
| 97321.127, | 97321.129, | 97321.131, | 97403.3,  | 97404.1,  | 97404.3,  | 97404.5,  |
| 97321.133, | 97321.135, | 97321.137, | 97404.7,  | 97404.9,  | 97405.1,  | 97405.3,  |
| 97321.139, | 97321.141, | 97321.143, | 97411.1,  | 97411.3,  | 97411.5,  | 97411.7,  |
| 97321.145, | 97321.147, | 97321.149, | 97411.9,  | 97411.11, | 97412.1,  | 97412.3,  |
| 97322.1,   | 97322.3,   | 97322.5,   | 97412.5,  | 97412.7,  | 97412.9,  | 97413.1,  |
| 97322.9,   | 97322.11,  | 97322.13,  | 97413.3,  | 97413.5,  | 97413.7,  | 97413.9,  |
| 97323.1,   | 97323.3,   | 97323.5,   | 97413.11, | 97414.1,  | 97414.3,  | 97416.1,  |
| 97323.9,   | 97323.11,  | 97323.13,  | 97416.3,  | 97416.5,  | 97416.7,  | 97416.9,  |
| 97324.1,   | 97324.3,   | 97324.5,   | 97416.11, | 97417.1,  | 97418.1,  | 97420.1,  |
| 97324.9,   | 97324.11,  | 97324.13,  | 97420.3,  | 97420.5,  | 97421.1,  | 97425.1,  |
| 97324.17,  | 97324.19,  | 97324.21,  | 97425.3,  | 97425.5,  | 97425.7,  | 97425.9,  |
| 97324.23,  | 97324.25,  | 97324.27,  | 97426.1,  | 97426.3,  | 97426.5,  | 97426.7,  |
| 97324.29,  | 97324.31,  | 97324.33,  | 97426.9,  | 97426.11, | 97431.1,  | 97431.3,  |
| 97324.35,  | 97324.37,  | 97324.39,  | 97431.5,  | 97432.1,  | 97433.1,  | 97433.3,  |
| 97324.41,  | 97324.43,  | 97324.45,  | 97434.1,  | 97434.3,  | 97434.5,  | 97434.7,  |
| 97324.47,  | 97324.49,  | 97324.51,  | 97434.9   |           |           |           |
| 97324.53,  | 97324.55,  | 97324.57,  | 07/23/10  | AMEND:    | 66261.3,  | 66261.4,  |
| 97324.59,  | 97324.61,  | 97324.63,  |           |           | 66268.1,  |           |
| 97324.65,  | 97324.67,  | 97324.69,  |           |           | 66268.7,  | 66268.9,  |
| 97324.71,  | 97324.73,  | 97324.75,  | 07/22/10  | ADOPT:    | 52000,    | 52100,    |
| 97324.77,  | 97325.1,   | 97325.3,   |           |           | 52101,    | 52102,    |
| 97325.7,   | 97325.9,   | 97326.1,   |           |           | 52103,    | 52104,    |
| 97326.5,   | 97326.7,   | 97326.9,   |           |           | 52500,    | 52501,    |
| 97326.13,  | 97326.15,  | 97331.1,   |           |           | 52502,    | 52503,    |
| 97331.5,   | 97331.7,   | 97332.1,   |           |           | 52504,    | 52505,    |
| 97333.3,   | 97333.5,   | 97333.7,   |           |           | 52506,    | 52508,    |
| 97333.11,  | 97333.13,  | 97333.15,  |           |           | 52509,    | 52510,    |
| 97333.17,  | 97333.19,  | 97333.21,  |           |           | 52511,    | 52512,    |
| 97333.23,  | 97335.1,   | 97335.3,   |           |           | 52513,    | 52514,    |
| 97341.3,   | 97341.5,   | 97341.7,   | 07/21/10  | AMEND:    | 52515,    | 52516,    |
| 97342.1,   | 97343.3,   | 97343.5,   | 06/24/10  | AMEND:    | 52600     |           |
| 97343.9,   | 97343.11,  | 97343.13,  |           |           |           |           |
| 97345.3,   | 97350.1,   | 97350.3,   |           |           |           |           |
| 97350.7,   | 97350.9,   | 97352.1,   | 06/22/10  | AMEND:    | 2706-7    |           |
| 97352.5,   | 97352.7,   | 97352.9,   | 06/17/10  | AMEND:    | 51516.1   |           |
| 97353.1,   | 97353.3,   | 97353.5,   | 05/25/10  | AMEND:    | 66262.44  |           |
| 97353.9,   | 97353.11,  | 97353.13,  | 05/19/10  | AMEND:    | 100159,   | 100166,   |
| 97354.1,   | 97354.3,   | 97354.5,   | 05/18/10  | ADOPT:    | 100171    |           |
|            |            |            |           |           | 100102.1, | 100103.1, |
|            |            |            |           |           | 100103.2, | 100106.1, |
|            |            |            |           |           | 100106.2, | 100107.1  |
|            |            |            |           |           | AMEND:    |           |
|            |            |            |           |           | 100101,   | 100102,   |
|            |            |            |           |           | 100103,   | 100104,   |
|            |            |            |           |           | 100105,   | 100106,   |
|            |            |            |           |           | 100107,   | 100108,   |
|            |            |            |           |           | 100109,   | 100110,   |
|            |            |            |           |           | 100111,   | 100112,   |
|            |            |            |           |           | 100113,   | 100114,   |
|            |            |            |           |           | 100115,   | 100116,   |

|                      |                                        |                                         |                                          |
|----------------------|----------------------------------------|-----------------------------------------|------------------------------------------|
|                      | 100117, 100118, 100119, 100120,        | 07/12/10                                | ADOPT: 3929.3                            |
|                      | 100121, 100122, 100123, 100124,        | 07/12/10                                | ADOPT: 3919.8                            |
|                      | 100125, 100126, 100127, 100128,        | 05/20/10                                | ADOPT: 2910 REPEAL: 2910                 |
|                      | 100129, 100130                         | 03/10/10                                | AMEND: 3005                              |
| 05/18/10             | ADOPT: 100059.1, 100061.2 AMEND:       | <b>Title 25</b>                         |                                          |
|                      | 100057, 100058, 100059, 100059.2,      | 07/19/10                                | ADOPT: 6932 REPEAL: 6932                 |
|                      | 100060, 100061, 100061.1, 100062,      | 06/11/10                                | AMEND: 8315                              |
|                      | 100063, 100063.1, 100064, 100064.1,    | 05/25/10                                | AMEND: 7966, 7970                        |
|                      | 100065, 100066, 100067, 100068,        | 03/26/10                                | AMEND: 10001                             |
|                      | 100069, 100070, 100071, 100072,        | <b>Title 27</b>                         |                                          |
|                      | 100073, 100074, 100075, 100076,        | 07/13/10                                | AMEND: 25705(b)                          |
|                      | 100077, 100078, 100079, 100080,        | 04/09/10                                | ADOPT: 22100, 22101, 22103, Division     |
|                      | 100081, 100082, 100083                 |                                         | 2 Form CalRecycle 114 AMEND: 20164,      |
| 05/18/10             | ADOPT: 100340, 100341, 100342,         |                                         | 21200, 21570, 21640, 21685, 21820,       |
|                      | 100343, 100343.1, 100343.2, 100343.3,  |                                         | 21840, 21865, 21880, 22102, 22211,       |
|                      | 100344, 100345, 100346, 100346.1,      |                                         | 22220, 22221, 22231, 22234, 22245,       |
|                      | 100347, 100348, 100349                 |                                         | 22248, Division 2 Appendix 3, Division 2 |
| 05/18/10             | ADOPT: 100202.1, 100206.1, 100206.2,   |                                         | form Calrecycle 100, Division 2 form     |
|                      | 100206.3, 100206.4, 100208.1,          |                                         | Calrecycle 106                           |
|                      | 100211.1, 100214.1, 100214.2, 100214.3 | 03/10/10                                | AMEND: 25903                             |
|                      | AMEND: 100201, 100202, 100203,         | <b>Title MPP</b>                        |                                          |
|                      | 100204, 100205, 100206, 100207,        | 06/10/10                                | AMEND: 42-302, 42-712, 42-713            |
|                      | 100208, 100209, 100210, 100211,        | 06/02/10                                | AMEND: 19-005                            |
|                      | 100212, 100213, 100214, 100215,        | 05/17/10                                | ADOPT: 31-021 AMEND: 31-003,             |
|                      | 100216, 100217 REPEAL: 100218          |                                         | 31-410, 31-501                           |
| 05/12/10             | ADOPT: 5300, 5400 AMEND: 5002,         | 05/17/10                                | AMEND: 44-211                            |
|                      | 5010, 5052, 5055, 5062, 5102, 5105     | 05/10/10                                | AMEND: 11-425, 22-001, 22-003,           |
| 05/12/10             | AMEND: 11-425, 22-001, 22-003,         |                                         | 22-009, 45-302, 45-303, 45-304,          |
|                      | 22-009, 45-302, 45-303, 45-304,        |                                         | 45-305, 45-306                           |
|                      | 45-305, 45-306                         |                                         |                                          |
| 05/06/10             | AMEND: 66273.36                        |                                         |                                          |
| 04/08/10             | AMEND: 50778                           |                                         |                                          |
| 04/05/10             | AMEND: 4446.5                          |                                         |                                          |
| <b>Title 22, MPP</b> |                                        |                                         |                                          |
| 07/09/10             | ADOPT: 87606 AMEND: 87202, 87208,      |                                         |                                          |
|                      | 87212, 87455, 87633                    |                                         |                                          |
| <b>Title 23</b>      |                                        |                                         |                                          |
| 07/19/10             | ADOPT: 6932 REPEAL: 6932               |                                         |                                          |
|                      |                                        | <b>Title 8</b>                          |                                          |
|                      |                                        | California Code of Regulations          |                                          |
|                      |                                        | AMEND: 9767.3, 9767.6, 9767.8, 9767.12, |                                          |
|                      |                                        | 9767.16, 9880, 9881, 9881.1, 10139      |                                          |
|                      |                                        | Filed 08/09/2010                        |                                          |
|                      |                                        | Effective 10/08/2010                    |                                          |
|                      |                                        | Agency Contact: Yu-Yee Wu               | (510) 286-0637                           |